



City of Grand Island

Tuesday, April 09, 2002

Council Session

Item G10

#2002-92 - Approving Discontinuation of Street Improvement District 1242 - Alley from Cedar to Elm between 3rd Street and South Front Street

Street Improvement District 1242 was created by the City Council on February 26, 2002. Legal notice of creation of the District was published in the Grand Island Daily Independent March 5, 2002. Notification was also mailed to all property owners on that date, stating that the construction would take place unless more than 50% of the abutting landowners submitted written protests during the protest period. The District was created for paving, public storm sewer and private roof drain storm sewer connections.

This District completed the 20-day protest period at 5:00 p.m., Monday, March 25, 2002. There were protests filed against this District by three abutting property owners. These owners represented 386 front feet or 73.1% of the total District frontage of 528 feet.

The Public Works Department recommends discontinuation of this District. Creation of another District for replacement of the existing concrete surfacing and public storm sewer will be requested in case Council would like to bond the work. See attached RESOLUTION.

Staff Contact: Steve Riehle, City Engineer/Public Works Director

R E S O L U T I O N 2002-92

WHEREAS, Street Improvement District No. 1242 was created by Ordinance No. 8717 on February 26, 2002; and

WHEREAS, notice of the creation of such Street Improvement District No. 1242 was published in the *Grand Island Independent* on March 5, March 12, and March 19, 2002, in accordance with the provisions of Section 16-619 et seq., Neb. Rev. Stat. 1943; and

WHEREAS, Section 16-620, Neb. R.R.S. 1943, provides that if owners of record title representing more than 50% of the front footage of the property abutting or adjoining the streets, avenues or alleys, or parts thereof to be improved in any district shall file with the City Clerk within twenty days from the first publication of said notice written objections to such street improvement district, said work shall not be done and the ordinance shall be repealed; and

WHEREAS, protests were filed with the City Clerk against the creation of Street Improvement District No. 1242 by abutting property owners representing 73.1% of the total district frontage.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that sufficient protests having been filed with the City Clerk against the creation of Street Improvement District No. 1242, such district should not be continued and the ordinance which created said district shall be repealed.

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Adopted by the City Council of the City of Grand Island, Nebraska on April 9, 2002.

RaNae Edwards, City Clerk

Approved as to Form April 4, 2002	_____ City Attorney
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