



City of Grand Island

Tuesday, April 22, 2003

Council Session

Item F6

#8808 - Consideration of Amendment to Chapter 32 of the Grand Island City Code Relative to Sidewalk Permit Fees

At the October 8, 2002 Council meeting, the Council ordered the installation of sidewalks in several areas of Grand Island by Resolution 2002-323 (copy attached). At the November 26, 2002 Council meeting, the Council also approved sidewalks along Harrison Street by Resolution 2002-370. The Council has demonstrated strong support for installation of sidewalks in the community, and has not waived construction for any properties at this time. The installation deadline is prior to the start of school in the fall of 2003.

Citizens in the affected areas have requested that Council waive the permit fee for property owners who have been ordered to install sidewalks. Sidewalk construction permits are required by Section 32-52 of the City Code and cost \$15.00. Permit fees fund the inspection of the concrete forms before the sidewalk is poured to insure that new walks comply with City standards as well as Americans with Disabilities Act regulations. The fall 2002 Resolutions affected 167 property owners. Of these properties, 26 owners have already paid for and received a sidewalk construction permit.

In order to waive the permit fee, an Ordinance must amend City Code Section 32-52 to allow for the fee to be waived, then a separate Resolution must be passed to grant a waiver to the affected property owners. Staff recommends that the Resolution only cover the sidewalks that were ordered by Resolutions 2002-323 and 2002-370. Public Works Engineering will still incur the inspection costs with lost permit revenue of \$2,505.00.

If the Ordinance and Resolution are passed, fees should be refunded to the 26 properties that have already received a permit. Only permits granted to the areas covered by the Resolutions should be refunded. See attached ORDINANCE.


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

RESOLUTION 2002-323

WHEREAS, Section 32-58 of the Grand Island City Code authorizes the City Council to give notice to property owners to construct sidewalks contiguous to the street side boundary lines of any lot, tract or parcel of land within the city; and

WHEREAS, it is recommended that the City contact the property owners of the following properties, giving them notice to construct such sidewalk according to the provisions set out in Section 32-58 of the Grand Island City Code:

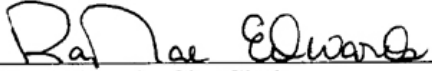
- Vacant lot on south side of Grand Avenue between Arrowhead Road and Riverside Drive.
- North side of Wyandotte Street from Riverside Drive to Chanticleer Street.
- Both sides of Pioneer Boulevard from approximately 2 blocks east of Blaine Street (where sidewalk from Mill River Road is located) east and north up to Stolley Park Road.
- On south side of Stolley Park Road east of Locust Street to Santa Anita Drive.
- East side of Sylvan Street from Stolley Park Road to Hedde Street and from Windolph Avenue to Oxnard Avenue.
- West side of Sylvan Street from Hedde Street south for approximately one block to the existing sidewalk.
- South side of Anna Street from Curtis Street to Blaine Street.
- East side of Clark Street for ½ block south of bike trail to Phoenix Avenue.
- West side of Lincoln Avenue for ½ block south of Anna Street.
- East side of Lincoln Avenue for ½ block north of Oklahoma Avenue.
- East side of Oak Street on the first lot south of Oklahoma Avenue.
- East side of Oak Street from South Street to the first lot north of Dodge Street.
- East side of Vine Street for first lot north of Hall Street.
- South side of Bismark Road from Sun Valley Drive to Cherry Street.
- South side of 7th Street for the first lot west of Oak Street.
- Lots in the Northeast corner of 8th Street and Locust Street.
- West side of Oak Street from 15th Street to 17th Street, ½ block south of 18th Street, and from 18th Street to 19th Street.
- South side of State Street from Custer Avenue to Taylor Avenue.
- North side of State Street from Hancock Avenue to Sheridan Avenue.
- Fill in gaps on 20th Street from Burlington Northern Railroad east to St Paul Road.
- 18th Street on both sides from Indiana Avenue to St Paul Road.


Approved as to Form October 9, 2002	♦  ♦ City Attorney
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- Fill in gaps on both sides of 18th Street from the Burlington Northern Railroad Tracks to Indiana Avenue.
- Fill in gaps on both sides of Poplar Street between 14th Street and 15th Street.
- North side of 14th Street for one block east and west of Beal Street.
- Fill in gaps on Beal Street between 12th Street and 14th Street.
- South side of 9th Street east of Lambert Street to the Railroad tracks.
- East side of Custer Avenue south of 10th Street for approximately one block to existing sidewalk.
- Wedgewood Drive east of Locust Street to Bellwood Drive.
- 15th Street from Oak Street to Vine Street.
- On the north side of State Street from the bike trail to Menard's driveway.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the City of Grand Island be, and hereby is, authorized to give the property owners of the above-listed property, notice to install sidewalks in the areas identified above by the time school resumes in the fall of 2003.

Adopted by the City Council of the City of Grand Island, Nebraska on October 8, 2002.


 RaNae Edwards, City Clerk

Approved as to Form	♦ 
October 9, 2002	♦ City Attorney

RESOLUTION 2002-370


WHEREAS, Section 32-58 of the Grand Island City Code authorizes the City Council to give notice to property owners to construct sidewalks contiguous to the street side boundary lines of any lot, tract or parcel of land within the city; and

WHEREAS, it is recommended that the City contact the property owners on the west side of Harrison Street from Stolley Park Road to the bike trail north of LaMar Avenue, giving them notice to construct such sidewalk according to the provisions set out in Section 32-58 of the Grand Island City Code.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the City of Grand Island be, and hereby is, authorized to give the property owners of the above-listed property, notice to install sidewalks in the areas identified above by the time school resumes in the fall of 2003.

Adopted by the City Council of the City of Grand Island, Nebraska on November 26, 2002.


RaNae Edwards, City Clerk

Approved as to Form • 
November 21, 2002 • City Attorney

ORDINANCE NO. 8808

An ordinance to amend Chapter 32 of the Grand Island City Code; to amend Section 32-52 pertaining to sidewalk permit fees; to repeal Section 32-52 as now existing, and any ordinance or parts of ordinances in conflict herewith; and to provide for publication and the effective date of this ordinance.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA:

SECTION 1. Section 32-52 of the Grand Island City Code is hereby amended to read as follows:

§32-52. Prerequisites Generally

Any person who intends or desires to alter, break, construct, reconstruct, or remove any curb, gutter, public sidewalk, or hardsurfaced driveway, or any combination of them within the area of any street right-of-way lying within the limits of the City, or within its zoning jurisdiction, shall notify the public works director of such intent or desire and obtain a permit therefor. No construction or reconstruction work in connection therewith shall be started until the public works director has provided the necessary stakes for alignment and grade line and has furnished specifications for such work. A permit fee in accordance with the City of Grand Island Fee Schedule shall be charged for each permit, and each permit shall expire six months from date of issuance. The City Council may, by resolution, waive the permit fee.

SECTION 2. Section 32-52 as now existing, and any ordinances or parts of ordinances in conflict herewith be, and hereby are, repealed.

SECTION 3. That this ordinance shall be in force and take effect from and after its passage and publication, within fifteen days in one issue of the Grand Island Independent as provided by law.

ORDINANCE NO. 8808 (Cont.)

Enacted: April 22, 2003.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk