



City of Grand Island

Tuesday, December 23, 2003

Council Session

Item G15

#2003-390 - Approving Continuation of Sanitary Sewer District No. 512, Marylane, Kentish Hills & Bradley Subdivisions and a Portion of Un-subdivided Property East of the Subdivisions

Background:

Sanitary Sewer District 512 was created by the City Council on October 28, 2003. Legal Notice of the creation of the District was published in the Grand Island Independent on November 4, 2003. A letter with a copy of the Ordinance and Notice, along with a Frequently Asked Questions (FAQ) sheet was mailed to all property owners on November 4, 2003. An open house meeting was held at Heartland Lutheran School on November 18, 2003 to explain details of the Sanitary Sewer District.

Discussion:

Sanitary Sewer District 512 completed the 30-day protest period at 5:00 p.m. Thursday, December 4, 2003. There were protests filed against this District by twenty-one abutting property owners. These owners represented 2,140.89 front feet, or 25.67% of the total District frontage of 8,341.67 feet.

Accordingly, this district may be continued and constructed.

Recommendation:

It is recommended that Council continue the District.

Financial Implications:

The majority of the costs of this district will be assessed to the benefiting properties.

Alternatives:

Discontinue the District.

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

RESOLUTION 2003-390

WHEREAS, Sanitary Sewer District No. 512 was created by Ordinance No. 8862 on October 28, 2003; and

WHEREAS, notice of the creation of such sewer district was published in the Grand Island Independent in accordance with the provisions of Section 16-667.01, R.R.S. 1943; and

WHEREAS, a copy of the ordinance and notice, and a Frequently Asked Questions sheet was mailed to all property owners located in the district on November 4, 2003; and

WHEREAS, an open house meeting was held at Heartland Lutheran School on November 18, 2003 to further explain details pertaining to the sanitary sewer district; and

WHEREAS, Section 16-667.01, R.R.S. 1943, provides that if the owners of record title representing more than 50% of the front footage of the property abutting upon the streets, avenues, or alleys, or parts thereof which are within such proposed district shall file with the City Clerk within thirty days from the first publication of said notice written objections to such district, said work shall not be done and the ordinance shall be repealed; and

WHEREAS, the protest period ended on December 4, 2003, and protests were filed with the City Clerk against the creation of Sanitary Sewer District No. 512 by abutting property owners representing 25.67% of the total district frontage.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that insufficient protests have been filed with the City Clerk against the creation of Sanitary Sewer District No. 512, therefore such district shall be continued and constructed according to law.

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Adopted by the City Council of the City of Grand Island, Nebraska, December 23, 2003.

RaNae Edwards, City Clerk

Approved as to Form	☐ _____
December 18, 2003	☐ City Attorney