



# **City of Grand Island**

**Tuesday, May 10, 2005**

**Council Session**

## **Item G14**

**#2005-142 - Approving Continuation of Sanitary Sewer No. 517,  
Deadwood Subdivision (Arch Avenue & Johnstown Road Area)**

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

# **Council Agenda Memo**

**From:** Steven P. Riehle, Public Works Director

**Meeting:** May 10, 2005

**Subject:** Continuation of Sanitary Sewer No. 517, Deadwood Subdivision

**Item #'s:** G-14

**Presenter(s):** Steven P. Riehle, Public Works Director

## **Background**

Sanitary Sewer District 517 was created at the regular City Council meeting on March 22, 2005. Legal Notice of the creation of the District was published in the *Grand Island Independent* on March 29, 2005. A letter of notification was also sent to all property owners on March 29, 2005.

## **Discussion**

The protest period for Sanitary Sewer District 517 ended at 5:00 p.m. on Thursday, April 28, 2005. There were no valid protests filed against this district. There was one protest filed by an abutting property owner wherein the right to protest had been waived by the Subdivision agreement. This property owner represented 113.0 front feet, or 12.48 % of the total district frontage of 905.17 feet.

## **Alternatives**

It appears that the Council has the following alternatives concerning the issue at hand.

1. Make a motion to approve the continuation of Sanitary Sewer District 517, Deadwood Subdivision.
2. Refer the issue to a Committee.
3. Postpone the issue to a future date.
4. Take no action on the issue.

## **Recommendation**

City Administration recommends that the Council approve the continuation of Sanitary Sewer District 517; within Deadwood Subdivision.

## **Sample Motion**

Move to approve the continuation of Sanitary Sewer District # 517.



**CITY OF**  
**GRAND ISLAND**  
**PUBLIC WORKS DEPARTMENT**

PLAT TO ACCOMPANY  
ORDINANCE NO. 8968

RESOLUTION 2005-142

WHEREAS, Sanitary Sewer District No. 517 was created by Ordinance No. 8968 on March 22, 2005; 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, 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 April 28, 2005, and no valid protests have been filed against the creation of such district.

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. 517, therefore such district shall be continued and constructed according to law.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, May 10, 2005.

---

RaNae Edwards, City Clerk

Approved as to Form	☐ _____
May 4, 2005	☐ City Attorney