



# City of Grand Island

Tuesday, July 26, 2005

Council Session

## Item F2

**#8984 - Consideration of Creation of Sanitary Sewer Improvement District No. 519, Lots 10 through 21 of Westwood Park 2nd Subdivision, Maywood Drive, Redwood Court and portion of Redwood Road**

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

# Council Agenda Memo

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

**Meeting:** July 26, 2005

**Subject:** Consideration of Creation of Sanitary Sewer No. 519; Lots 10 through 21 Westwood Park Second Subdivision

**Item #'s:** F-2

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

## Background

Council action is needed to create a sanitary sewer district. If created, a notice will be mailed to all affected property owners and a 30-day protest period allowed.

## Discussion

A sanitary sewer district was recently created for Westwood Park 1<sup>st</sup> and 2<sup>nd</sup> Subdivisions. This district did not pass the protest period, with nearly 60% of the property owners being against the continuation of the district. Many residents in this area are experiencing major failures with their private systems. Accordingly, a petition has been submitted by residents in a small area of Westwood Park 2<sup>nd</sup> Subdivision, the majority of which are having significant sewage problems. Public Works staff has been working on design of this District, and has established a boundary for the District that makes sense for the area. If created, a notice will be mailed to all affected property owners and a 30-day protest period allowed. An informal meeting will be held on the project from 4 p.m. to 6 p.m. on Thursday, August 11<sup>th</sup> at Peace Lutheran Church.

## Alternatives

It appears that the Council has the following alternatives concerning this issue at hand. The Council may:

1. Approve the recommendation to create Sanitary Sewer District 519.
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 creation of Sanitary Sewer District 519. A ten (10) year assessment period is recommended.

## **Sample Motion**

Move to approve the creation of Sanitary Sewer District # 519.

\* This Space Reserved for Register of Deeds \*

ORDINANCE NO. 8984

An ordinance creating Sanitary Sewer District No. 519 of the City of Grand Island, Nebraska; defining the boundaries thereof; providing for the laying of sanitary sewer mains in said district; providing for plans and specifications and securing bids; providing for the assessment of special taxes for constructing such sewer and collection thereof; and providing 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. Sanitary Sewer District No. 519 is hereby created for the construction of a eight (8.0) inch sanitary sewer main and appurtenances thereto in Westwood Park Second Subdivision in the City of Grand Island, Hall County, Nebraska.

SECTION 2. The boundaries of such sanitary sewer district shall be as follows:

Beginning at the northwest corner of Lot Nineteen (19) Westwood Park Second Subdivision; thence east on the north line of Lots Nineteen (19) and Twenty (20) Westwood Park Second Subdivision to the northeast corner of Lot Twenty (20) Westwood Park Second Subdivision; thence southerly and westerly on the easterly line of Lot Twenty (20) Westwood Park Second Subdivision to the northwest corner of Lot Twenty One (21) Westwood Park Second Subdivision; thence southeasterly on the north line of Lot Twenty One (21) Westwood Park

Approved as to Form    ☐ \_\_\_\_\_  
July 21, 2005            ☐ City Attorney

ORDINANCE NO. 8984 (Cont.)

Second Subdivision and a prolongation thereof to the east line of Redwood Road; thence southwesterly on the east line of Redwood Road to the northwest corner of Lot Ten (10) Westwood Park Second Subdivision; thence southeasterly on the northerly line of Lot Ten (10) Westwood Park Second Subdivision to the northeast corner of Lot Ten (10) Westwood Park Second Subdivision; thence southwesterly on the east line of Lots Ten (10) and Eleven (11) Westwood Park Second Subdivision to the northeast corner of Lot Twelve (12) Westwood Park Second Subdivision; thence south on the east line of Lot Twelve (12) Westwood Park Second Subdivision to the southeast corner of Lot Twelve (12) Westwood Park Second Subdivision; thence west on the south line of Lots Twelve (12) and Thirteen (13) Westwood Park Second Subdivision and a prolongation thereof to the west line of Westwood Park Second Subdivision; thence north on the west line of Westwood Park Second Subdivision to the point of beginning, all as shown on the plat dated June 29, 2005, attached hereto as Exhibit "A" and incorporated herein by reference.

SECTION 3. Said improvement shall be made in accordance with plans and specifications prepared by the Engineer for the City who shall estimate the cost thereof, and submit the same to the City Council, and thereafter, bids for the construction of such sanitary sewer shall be taken and contracts entered into in the manner provided by law.

SECTION 4. The cost of construction of such sanitary sewer district shall be assessed against the property within the district abutting upon the easement or other right-of-way within which such sanitary sewer main has been constructed, to the extent of benefits to such property by reason of such improvement, and a special tax shall be levied at one time to pay for such cost of construction as soon as can be ascertained as provided by law; and such special tax and assessments shall constitute a sinking fund for the payment of any warrants or bonds with interest, issued for the purpose of paying the cost of such sewer in such district; and such special assessments shall be paid and collected in a fund to be designated and known as the Sewer and Water Extension Fund and out of which all warrants issued for the purpose of paying the cost of sanitary sewer shall be paid.

ORDINANCE NO. 8984 (Cont.)

SECTION 5. This ordinance shall be in force and take effect from and after its passage, approval and publication, without the plat, as provided by law.

SECTION 6. This ordinance, with the plat, is hereby directed to be filed in the office of the Register of Deeds of Hall County, Nebraska.

SECTION 7. After passage, approval and publication of this ordinance, notice of the creation of said district shall be published in the Grand Island Independent, a legal newspaper published and of general circulation in said City, as provided by law.

Enacted: July 26, 2005.

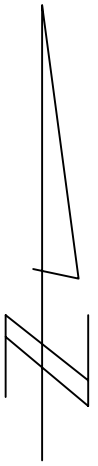
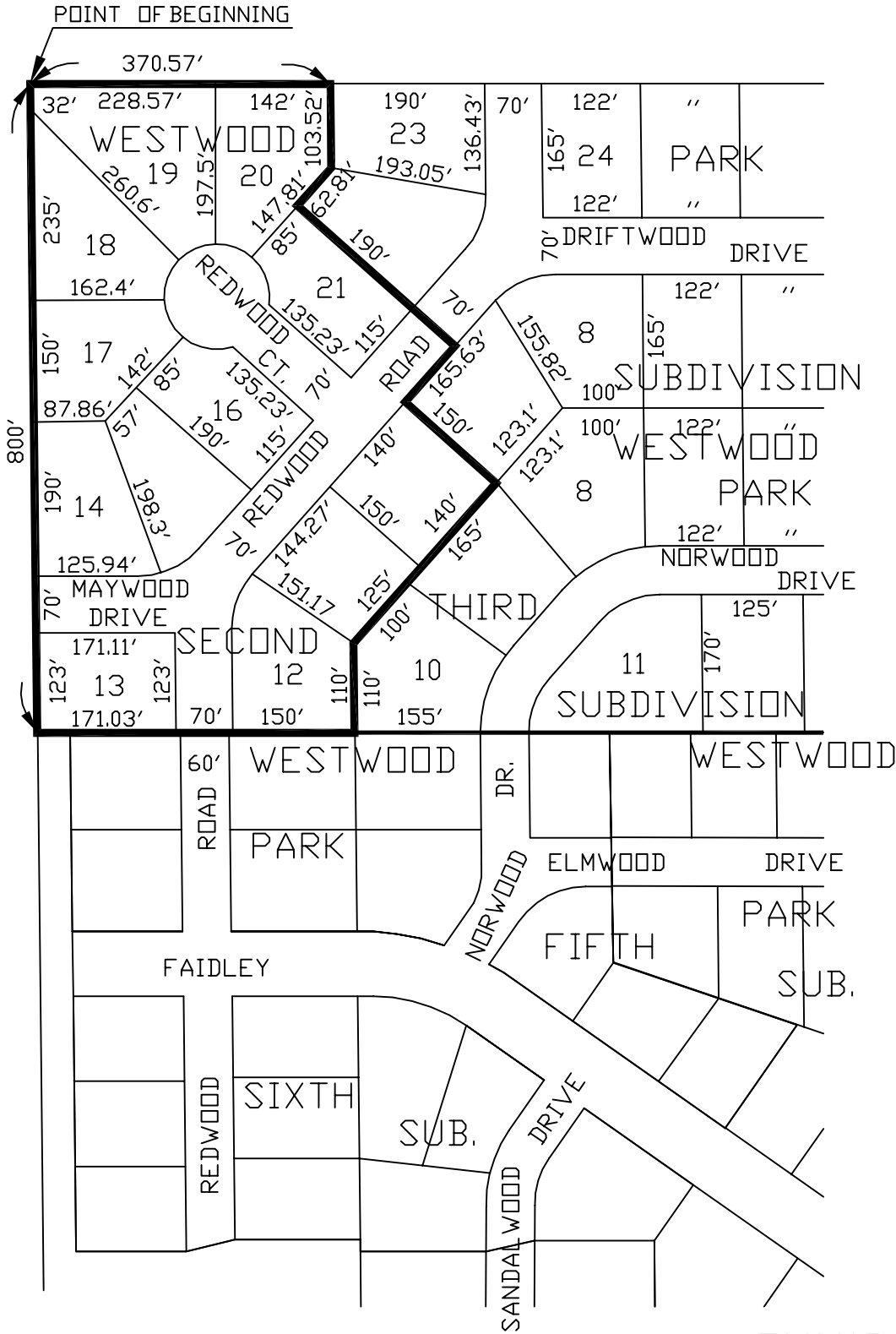
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Jay Vavricek, Mayor

Attest:

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RaNae Edwards, City Clerk



SANITARY SEWER DISTRICT 519

EXHIBIT "A"

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

DATE: 6/29/05  
 DRN BY L.D.C.  
 SCALE: 1"=200'

PLAT TO ACCOMPANY  
 ORDINANCE NO. 8984