



# City of Grand Island

Tuesday, May 08, 2007

Council Session

## Item G11

**#2007-110 - Approving Continuation of Sanitary Sewer District  
#523, Lots 1-8 & 22-31 of Westwood Park 2nd Subdivision**

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

# **Council Agenda Memo**

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

**Meeting:** May 8, 2007

**Subject:** Approving Continuation of Sanitary Sewer No. 523, Lots 1-8 & Lots 22-31 of Westwood Park 2<sup>nd</sup> Subdivision

**Item #'s:** G-11

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

## **Background**

Sanitary Sewer District 523 was created by the City Council on March 23, 2007. Legal notice of the creation of the District was published in the *Grand Island Independent* on March 29, 2007. A letter and a Frequently Asked Questions sheet was also mailed to all property owners. A public open house was held on April 17, 2007 to explain the details of the project.

## **Discussion**

The district completed the 30-day protest period at 5:00 p.m., Monday, April 30, 2007. There were protests filed against this District by 9 abutting property owners. These owners represented 1,149.33 front feet, or 49.35% of the total District frontage of 2,329.11 feet.

## **Alternatives**

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

1. Approve the continuation of Sanitary Sewer District 523.
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 523.

## **Sample Motion**

Move to approve the continuation of Sanitary Sewer District 523.

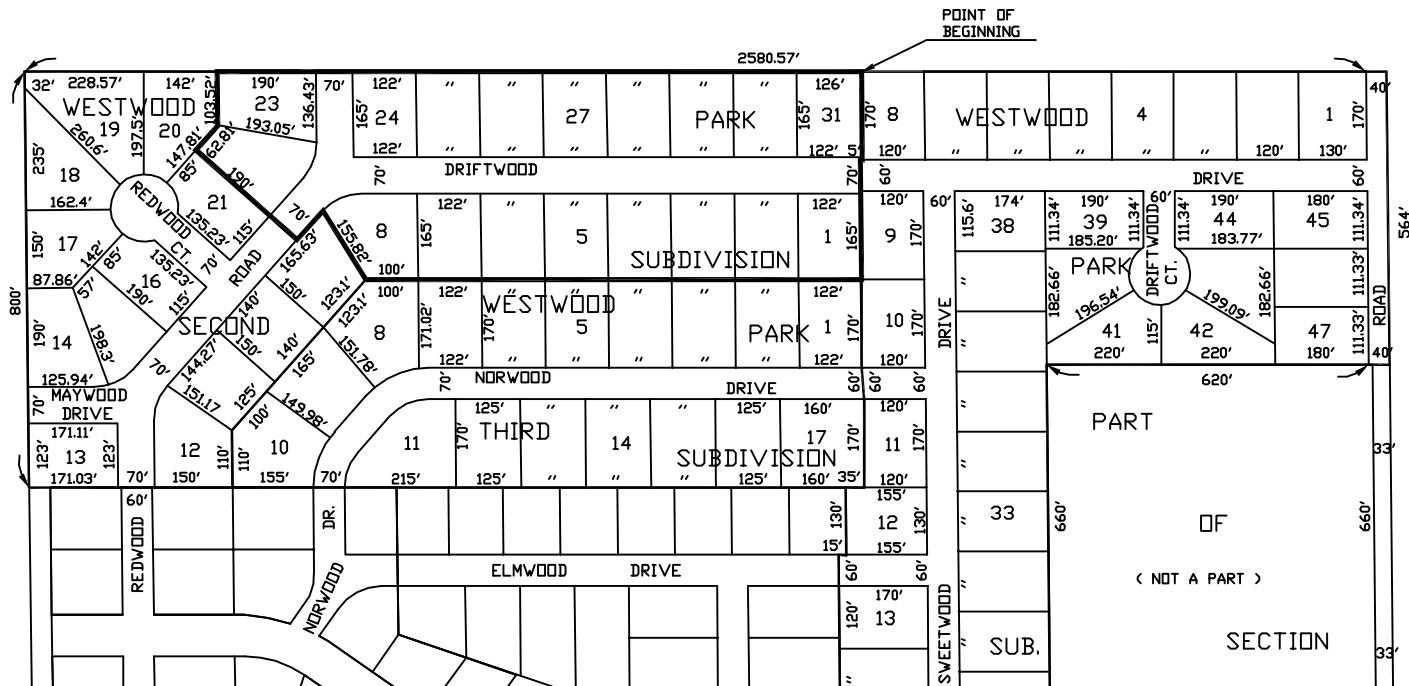


EXHIBIT "A"

CITY OF  
**GRAND ISLAND**  
PUBLIC WORKS DEPARTMENT

PLAT TO ACCOMPANY  
ORDINANCE

SCALE 1"=400' L.D.C. 2-2-07

SANITARY SEWER DISTRICT 523

RESOLUTION 2007-110

WHEREAS, Sanitary Sewer District No. 523, Lots 1-8 and 22-31 of Westwood Park Second Subdivision, was created by Ordinance No. 9112 on March 27, 2007; 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 30, 2007, and protests representing 49.35% of the total District frontage were received.

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. 523, 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, May 8, 2007.

\_\_\_\_\_  
Margaret Hornady, Mayor

Attest:

\_\_\_\_\_  
RaNae Edwards, City Clerk

Approved as to Form	<input type="checkbox"/>	_____
May 3, 2007	<input type="checkbox"/>	City Attorney