



City of Grand Island

Tuesday, May 12, 2009

Council Session

Item F3

#9216 - Consideration of Disestablishment of Business Improvement District No. 8

This item relates to the aforementioned Public Hearing Item E-4.

Staff Contact: Jeff Pederson

ORDINANCE NO. 9216

An ordinance disestablishing Business Improvement District No. 8; repealing Chapter 13 Sections 13-91 through 13-96; and providing for publication and the effective date of this ordinance.

WHEREAS, the City Council adopted Resolution 2009-90 on April 14, 2009, indicating an intent to disestablish Business Improvement District No. 8; and

WHEREAS, pursuant to said resolution, a notice of hearing was published and mailed as required by law, and public hearing duly held at 7:00 p.m. on May 12, 2009, in the Council Chambers at City Hall, 100 East First Street, Grand Island, Nebraska, concerning the disestablishment of such district; and

WHEREAS, the owners of more than 50% of the assessable units within the District did not file written protests against disestablishment; and

WHEREAS, the City Council now finds and determines that Business Improvement District No. 8 should be disestablished based upon the evidence adduced at the public hearing showing that disestablishment is in the collective best interests of the property owners in the District.

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

SECTION 1. Article XII and Chapter 13 Sections 91 through 96 of the Grand Island City Code are hereby repealed

SECTION 2. Business Improvement District No. 8 is disestablished and the proceeds of any special assessments and assets acquired with such proceeds shall be subject to disposition as the City Council may hereafter determine.

ORDINANCE NO. 9216 (Cont.)

SECTION 3. If any section, subsection, sentence, phrase, or clause, of this ordinance is, for any reason, held to be unconstitutional or invalid, such holding shall not affect the validity of the remaining portions of this ordinance.

SECTION 4. This ordinance shall be in force and take effect from and after its passage, approval and publication, within fifteen days in one issue of the *Grand Island Independent* as provided by law.

Enacted: May 12, 2009.

Margaret Hornady, Mayor

Attest:

RaNae Edwards, City Clerk