



# City of Grand Island

Tuesday, November 08, 2011

Council Session

## Item G8

**#2011-327 - Approving Continuation of Sanitary Sewer District  
No. 529, Westwood Park Subdivision**

Staff Contact: John Collins, Public Works Director

# **Council Agenda Memo**

**From:** Terry Brown, Manager of Engineering Services

**Meeting:** November 8, 2011

**Subject:** Approving Continuation of Sanitary Sewer District No. 529, Westwood Park Subdivision

**Item #'s:** G-8

**Presenter(s):** John Collins, Public Works Director

## **Background**

Sanitary Sewer District No. 529 was created by the City Council on September 13, 2011 and will serve the remainder of the Westwood Park Subdivision (see attached sketch). Legal notice of the creation of the District was published in the *Grand Island Independent* on September 19, 2011.

## **Discussion**

The district completed the 30-day protest period at 5:00 p.m., Thursday, October 20, 2011. There were protests filed against this District by 9 abutting property owners. These owners represented 1,070.80 front feet, or 18.34% of the total District frontage of 5,837.37 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 529.
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 529.

## **Sample Motion**

Move to approve the continuation of Sanitary Sewer District 529.

POINT OF BEGINNING

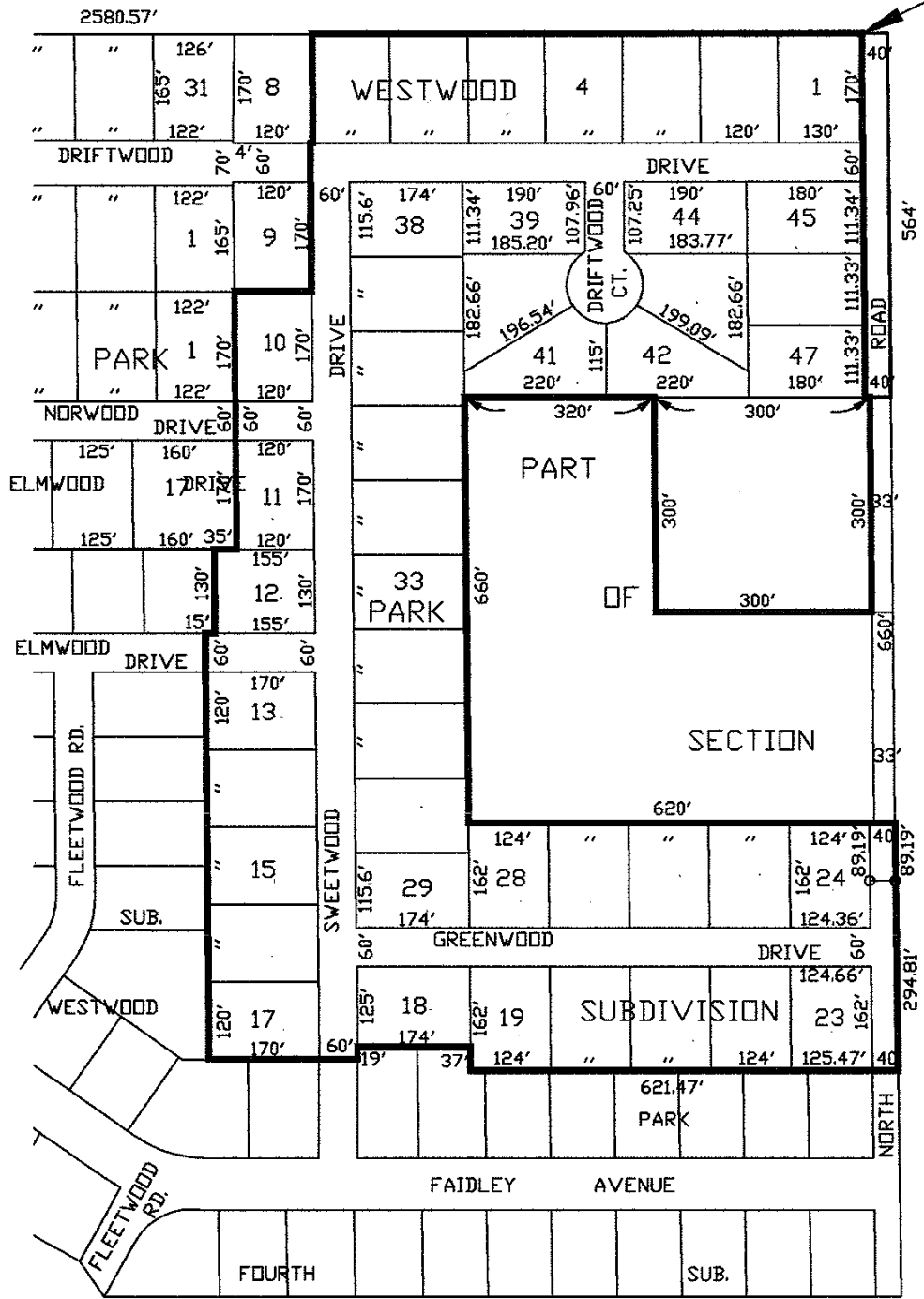


EXHIBIT "A"

**CITY OF GRAND ISLAND**  
 PUBLIC WORKS DEPARTMENT

DATE: 8/19/11  
 DRN BY: L.D.C.  
 SCALE: NONE

PLAT TO ACCOMPANY  
 DISTRICT 529

RESOLUTION 2011-327

WHEREAS, Sanitary Sewer District No. 529, Westwood Park Subdivision, was created by Ordinance No. 9324 on September 13, 2011; 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 October 20, 2011, and protests representing 18.34% 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. 529, 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, November 8, 2011.

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Jay Vavricek, Mayor

Attest:

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RaNae Edwards, City Clerk

Approved as to Form    ☐ \_\_\_\_\_  
November 2, 2011        ☐ City Attorney