

CITY OF DILLINGHAM, ALASKA

RESOLUTION NO. 2017- 03 (AM)

A RESOLUTION OF THE DILLINGHAM CITY COUNCIL APPROVING A LONG TERM ENCROACHMENT PERMIT FOR NUSHAGAK COOPERATIVES TO INSTALL ELECTRIC SERVICE TO HIGH BUSH SUBDIVISION LOT 8

WHEREAS, according to Dillingham Municipal Code 12.08.010 an encroachment is considered as any object above ground or below belonging to a private owner other than the municipality which has been or caused to be constructed or located within streets, public rights of way or other property dedicated to a public use; and

WHEREAS, Nushagak Cooperative received a request to install residential electric service to High Bush Subdivision Lot 8; and

WHEREAS, there are no objections to the installation as proposed; and

WHEREAS, it is in the public interest to allow this installation; and

WHEREAS, DMC 12.08 requires City Council and Planning Commission approval for any object belonging to a private owner other than the municipality that is placed in streets, public rights-of-way or other property dedicated to a public use, for longer than one year; and

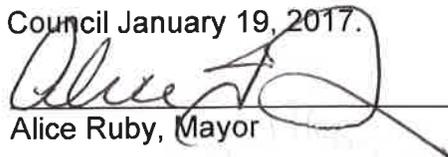
WHEREAS, the Planning Commission was not meeting during the application period; and

WHEREAS, Nushagak Cooperatives installed power to High Bush Lot 8 on December 5, 2016;

NOW, THEREFORE, BE IT RESOLVED that the Dillingham City Council approves the long term encroachment at High Bush Lot 8 with the following conditions:

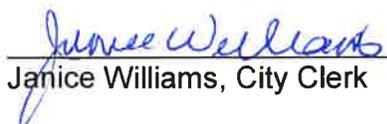
1. That one form of location information be provided after the installation, whether an as-built or GPS coordinates;
2. That the road be returned to its original condition and compaction;
3. That prior to working in the street, at least 48 hours' notice be given to the City of Dillingham administration.

PASSED AND ADOPTED by the Dillingham City Council January 19, 2017.


Alice Ruby, Mayor

ATTEST:

[SEAL]


Janice Williams, City Clerk

City of Dillingham Information Memorandum

Agenda of: January 19, 2017

Attachment to:

Ordinance No. _____ / Resolution No. 2017-03

Subject:

A RESOLUTION OF THE DILLINGHAM CITY COUNCIL APPROVING A LONG TERM ENCROACHMENT PERMIT FOR NUSHAGAK COOPERATIVES TO INSTALL ELECTRIC SERVICE TO HIGH BUSH SUBDIVISION LOT 8

City Manager: Recommend Approval

Signature: Rose Doera

Fiscal Note: Yes No

Funds Available: Yes No

Other Attachments:

Long Term Encroachment Application from Nushagak Cooperative

Summary Statement:

Nushagak Cooperatives submitted an application for a Long Term Encroachment to install power to a new residence that is being built on Lot 8, High Bush Subdivision. The application was received and construction was completed while the Planning Director was on maternity leave. There were no Planning Commission meetings during this time, therefore the LTE is going directly to the Council for approval.

The encroachment permit is necessary to comply with Dillingham Municipal Code:

*12.08.010 Definitions. "Encroachments" shall be considered as any object above ground or below belonging to a private owner other than the municipality which has been or caused to be constructed or located within the streets, public rights-of-way or other property dedicated to a public use.

12.08.020 (C) Approval of Long Term Permit. The city manager shall refer any encroachment permit application for a period exceeding one year to the city planning commission. The manager shall submit his recommendations regarding the application to the planning commission. The planning commission shall review the application, and forward a recommendation to the city council. The city council shall act upon the encroachment permit application only upon receipt and consideration of the recommendation of the planning commission.

Attachment to:
Ordinance No. _____ / Resolution No. 2017-03

Summary Statement continued:

Route to	Department Head	Date
	Finance Director	
	Public Works Director	
X	Planning Director	
X	City Clerk	