

CITY OF DILLINGHAM, ALASKA

RESOLUTION NO. 2013-70

A RESOLUTION OF THE DILLINGHAM CITY COUNCIL APPROVING A LONG TERM ENCROACHMENT AT 312 MAIN STREET EAST FOR THE DILLINGHAM LIQUOR STORE TO CONNECT TO THE CITY'S WATER MAIN

WHEREAS, the Alaska Commercial Company is renovating their building on Main Street East, and

WHEREAS, the renovation calls for removing the water connection to the Dillingham Liquor Store; and

WHEREAS, the Dillingham Liquor Store requires connection to the City water system for its sprinkler system to function which is a requirement for the building to be occupied; and

WHEREAS, the Dillingham Liquor Store desires to complete the water connection at the earliest possible date; 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;

WHEREAS, time is of the essence and through no fault of their own the Dillingham Liquor Store is unable to bring this to the Planning Commission for approval prior to this meeting;

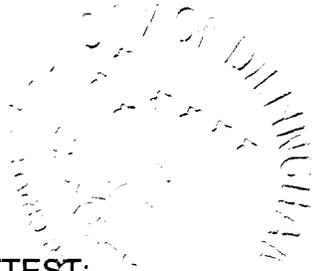
NOW, THEREFORE, BE IT RESOLVED that the Dillingham City Council approves the long term encroachment of the water line tie in with the following conditions:

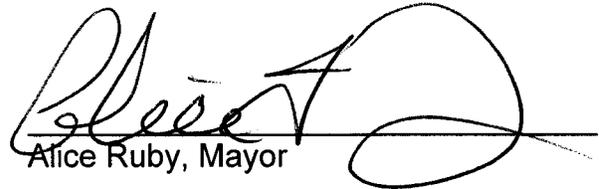
1. The Owner and Owner's contractor work with the City Public Works Department and the State of Alaska Department of Transportation when installing the line in the street; and
2. The Owner is to provide a 95% compaction report of the subsurface; and
3. The Owner is to return the surface to its original condition; and
4. The Owner is to be responsible for repairs to the street if during the next two years it deteriorates due to the installation; and
5. The Owner is to be responsible for paying for any damage to the City's water main resulting from the installation; and
6. The Owner is to be responsible for all costs associated with the connection; and
7. The Owner is to comply with Chapter 14.04 of the Dillingham Municipal Code, "Connection and Service"; and

8. The Owner is to notify the City administration 48 hours in advance of the work in the right-of-way.

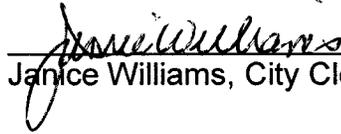
PASSED and ADOPTED by the Dillingham City Council November 7, 2013.

SEAL:




Alice Ruby, Mayor

ATTEST:


Janice Williams, City Clerk

Subject: A resolution of the Dillingham City Council authorizing a long term encroachment for the Dillingham Liquor Store to connect to the City water main at 312 Main Street East

Agenda of: November 7, 2013

Council Action:

Manager: Recommend approval.

City Manager: Rose Loera
Rose Loera

Route To:	Department / Individual	Initials	Remarks
X	Public Works / Francisco Garcia	FG	
X	Planning / Jody Seitz	JS	
X	City Clerk / Janice Williams	JW	

Fiscal Note: Yes _____ No X Funds Available: Yes _____ No NA

Other Attachment(s): None

Summary Statement.

This resolution is to allow the Dillingham Liquor Store to tie into the City's water main at 312 Main Street East. The water line is needed to replace the connection which the store previously had through the AC Co. store. The AC store is being renovated and their water line is being separated from the liquor store.

The liquor store needs its own connection to keep its sprinkler system working. The sprinkler system is required to be operational for the building to be occupied.

The Liquor Store has agreed to shoulder all the costs and comply with the requirements set forth in Chapter 14 of the Dillingham Municipal Code as well as the conditions specified in the attached Resolution 2013-70.