

CITY OF DILLINGHAM, ALASKA

RESOLUTION NO. 2022-24

A RESOLUTION OF THE DILLINGHAM CITY COUNCIL APPROVING A PUBLIC UTILITES EASEMENT FOR NUSHAGAK COOPERATIVE AT KENNY WREN ROAD FOR SUPPLEMENTAL HEAT, POWER, AND COMMUNICATION WORK

WHEREAS, Nushagak Cooperative has installed pipe/vents for supplemental heat and install data communications at Kenny Wren Road to benefit the Elementary and High/Middle School facilities; and

WHEREAS, the Dillingham Planning Commission is required to make a recommendation to the City Council for long term encroachments and for excavation and construction in city rights-of-way and city property per DMC 12.08.020 (C) and DMC 12.08.070; and

WHEREAS, Short Term Encroachment 2022-05 authorized temporary access to begin the project; and

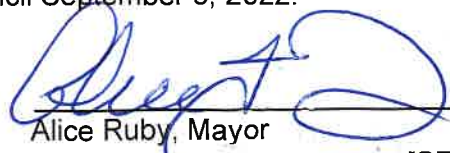
WHEREAS, Dillingham Planning Commission Resolution 2022-04 recommends approval of the public utility easement; and

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

NOW, THEREFORE, BE IT RESOLVED that the Dillingham City Council approves the public utility easment authorizing conduit installation for installation of pipe/vents, data communication purposes, and future expansion purposes with the following conditions:


- That Nushagak Cooperative notify the City of Dillingham Administration, Public Works Department, Public Safety Department, and the Dillingham City School District 48 hours in advance of any work on public lands or in the public right-of-way.
- Nushagak Cooperative is required to restore all public land or public right of way to its former condition or better after completing the utility installation.
- Nushagak Cooperative will provide as-builts documenting the actual location of the installation within one month of job completion.

PASSED and ADOPTED by the Dillingham City Council September 8, 2022.



Alice Ruby, Mayor [SEAL]

ATTEST:



Lori Goodell, City Clerk

Resolution 2022-04

A RESOLUTION OF THE DILLINGHAM PLANNING COMMISSION

**A Resolution of the Dillingham Planning Commission Accepting an Easement for
Public Utilities**

WHEREAS, Nushagak Cooperative contracted JJC Enterprises to install ducts and data lines to benefit both the Elementary and High/Middle School through Job# 19-0384, and

WHEREAS, the Education Waste Heat job will decrease heating cost to both facilities by venting waste heat created by Nushagak Cooperative, and


WHEREAS, the Dillingham City School District Maintenance Department recognized the need to relocate the utilities and approved the easement, and

WHEREAS, Short Term Encroachment 2022-01 was approved by the City Manager to keep the project moving forward, and

WHEREAS, the existing easement is no longer viable as it has become unsafe to add too due to the easement is at full capacity,

NOW, THEREFORE, BE IT RESOLVED that the Dillingham Planning Commission accepts this Resolution creating a public easement for future utilities and recommends Resolution 2022-04 to the Dillingham City Council for approval.

APPROVED AND ADOPTED THIS 24nd DAY OF August 2022.



Kaleb Westfall, Commissioner



Patty Buholm, Planning Director



SHORT TERM ENCROACHMENT PERMIT 2022-05

Issued to:

Name: Nushagak Cooperative

Project Address(s): Kenny Wren Road (Nushagak/SWRSD/DCSD/SOA Shop)

Telephone: (907) 842-5257

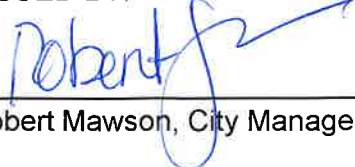
Dates of STE: 6/10/22 – 7/31/22

Purpose: Install pipe/vents for supplemental heat, install data/communications, Job No. 19-0384 – See permit 2022-01 for original encroachment

Other Special Conditions:

- Will restore all public land or public right of way to its former condition or better after completing the utility installations; and
- Provide the City of Dillingham: Administration, Public Works, and Public Safety Departments, DCSD, SWRSD, State of Alaska Fish and Game Office, the Alaska State Troopers Office, and any others located behind the encroachment that may negatively impact or diminish access or egress a 48-hour advance notice of work to be done in the public right of way; and
- This Short Term Permit is valid for City of Dillingham land and right-of-ways only, and recommends Nushagak Cooperative to contact the State of Alaska to ensure that additional Right of Way or Encroachment Permits are not necessary on State Land/Property (See attached Warranty Deed Bristol Bay Recording District: Book 20, Page 114, 75-310), Southwest Regional School District, and any other affected property owners during this Encroachment; and
- Will provide As-Builts documenting the actual location of the installation within one month after construction completed; and
- Contractors will use caution during the removal and installment of same fencing, playground equipment, and surface material as to not cause damage or excessive loss.

ISSUED BY:



Robert Mawson, City Manager

6/22/22

Date