

CITY OF DILLINGHAM, ALASKA

RESOLUTION NO. 2019-21

A RESOLUTION OF THE DILLINGHAM CITY COUNCIL APPROVING A LONG TERM ENCROACHMENT (LTE) PERMIT FOR ICICLE SEAFOODS FOR UTILITY WORK AT THEIR WOOD RIVER PROCESSING FACILITY

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, Icicle Seafoods facility on Yako Road is located in a flood zone; and

WHEREAS, Icicle Seafoods anticipates development at the site; and

WHEREAS, it is in the best interest to relocate utilities out of the floodplain; and

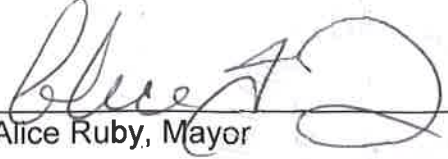
WHEREAS, DMC 12.08 requires City Council and Planning Commission approval for any object belonging to a private owner other than the municipality that is placed in streets, public rights-of-way or other property dedicated to a public use, for longer than one year; and

WHEREAS, on July 31, 2019, the Dillingham Planning Commission approved the LTE permit application and recommends City Council authorize the long term encroachment;

NOW, THEREFORE, BE IT RESOLVED that the Dillingham City Council approves the long term encroachment for Icicle Seafoods at Yako Road:

- That any underground electric infrastructure be buried at least 42" throughout the right of way;
- That the property owners notify the City of Dillingham Administration, Public Works Department, and the Public Safety Department 48 hours in advance of any work on public lands or in the public rights of way;
- That the property owners restore the public land or public right of way to this former condition or better after completing the utility installations; and
- That Nushagak Cooperative and other approved contractors working on the project provide updated documentation in the form of as-built, documenting the actual location of the utilities within one month following construction.

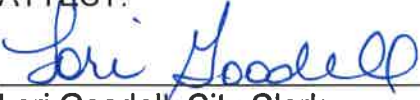
PASSED AND ADOPTED by a duly constituted quorum of the Dillingham City Council August 1, 2019.



Alice Ruby, Mayor

[SEAL]

ATTEST:



Lori Goodell, City Clerk

Subject:

Approve a Long Term Encroachment (LTE) Permit for Icicle Seafoods for Utility Work

City Manager: Recommend Approval

Signature: *Tod Lane*

Route to	Department Head	Signature	Date
	Finance Director		
X	Planning Director	See LTE application	
X	Public Works	See LTE application	
X	City Clerk		

Fiscal Note: Yes No

Funds Available: Yes No

Other Attachments:

- LTE Application
- Engineer Survey
- Encroachment area
- GIS Map

Summary Statement:

Icicle Seafoods consulted the City last summer regarding potential development at the Wood River facility, part of which lies in a floodplain.

The City Planning Department advised Icicle of flood plain hazard permit requirements and process and encouraged relocating development to areas outside of the floodplain, where possible.

The actual course of Dragnet Drive is different from the platted path of the ROW, therefore no adverse impacts are expected as part of the LTE application before the Council.

Planning Commission review and approval completed July 31, 2019.



Ordinance No. _____ / Resolution No. 2019-21

Summary Statement continued:

