

CITY OF DILLINGHAM, ALASKA

RESOLUTION NO. 2012-41

**A RESOLUTION OF THE DILLINGHAM CITY COUNCIL APPROVING AN ENCROACHMENT PERMIT FOR THE INSTALLATION OF A NEW UTILITY POLE AND UNDERGROUND POWER LINES ON WINDMILL HILL ROAD**

WHEREAS, the Seventh Day Adventist Church would like to have a new utility pole installed on Windmill Hill Road to serve their new multipurpose building; and

WHEREAS, the organization would also like to remove an old leaning utility pole that currently serves their facility; and

WHEREAS, the new pole will allow the power lines to be placed in a safer, more convenient location and Nushagak Cooperative will also bury lines from the new pole to serve the existing building on the property near the building; and

WHEREAS, the City Public Works Department and Volunteer Fire and Public Safety Departments do not object to this encroachment; and

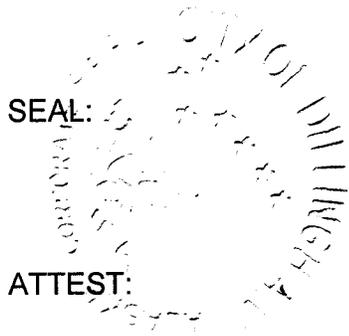
WHEREAS, Planning Commission resolution 2012-13 recommends approval of this installation; and

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;

NOW, THEREFORE, BE IT RESOLVED that the Dillingham City Council approves the permanent installation of a new utility pole and removal of an old one on Windmill Hill Road with the following conditions:

- That Nushagak Cooperatives 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 a new encroachment permit be obtained before the utilities are moved from this location;
- That Nushagak Cooperatives restore the public land or public right of way to this former condition or better after completing the utility installations; and
- That Nushagak Cooperatives provide documentation in the form of as-builts or GPS coordinates, or other reliable information, of the actual location of the installation within one month.

PASSED and ADOPTED by the Dillingham City Council on Aug. 9, 2012.



SEAL:

  
Alice Ruby, Mayor

ATTEST:

  
Janice Williams, City Clerk

City of Dillingham Information Memorandum No. R2012-41

**Subject:** An ordinance of the Dillingham City Council approving an encroachment permit for the installation of a new power pole and underground power lines for the new Seventh Day Adventist multipurpose building

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Agenda of: August 9, 2012

Council Action:

Manager: Recommend approval.

City Manager: Rose Loera  
Rose Loera

| Route To: | Department / Individual      | Initials | Remarks |
|-----------|------------------------------|----------|---------|
| X         | Public Works / Malcolm Brown | MB       |         |
| X         | Planning / Jody Seitz        | JS       |         |
| X         | City Clerk / Janice Williams | JW       |         |

**Fiscal Note:** Yes \_\_\_\_\_ No X Funds Available: Yes \_\_\_\_\_ No \_\_\_\_\_

**Other Attachment(s):** PC Resolution No. 2012-13

**Summary Statement.**

This resolution is to allow Nushagak Cooperatives to install a new utility pole and power lines on Windmill Hill Road, remove an old, leaning pole, and bury lines on the property from the new pole to the new multipurpose building which is under construction and the Seventh Day school building. The Planning Commission recommended approval of this at its July 20, 2012, special meeting.

**RESOLUTION 2012-13**

**A RESOLUTION OF THE DILLINGHAM PLANNING COMMISSION**

Supporting an encroachment permit for utilities at the 7<sup>th</sup> Day Adventist Gym

WHEREAS, the 7<sup>th</sup> Day Adventist Church and School is wishing to build a new gymnasium and multipurpose building; and

WHEREAS, the organization would like to reconfigure their electrical service; and

WHEREAS, the plans for the installation of a new utility pole and underground service were distributed to the City's Public Works, Fire, and Public Safety Departments; and

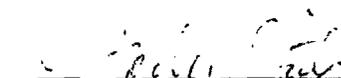
WHEREAS, there is no objection to the installation as proposed; and

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;

THEREFORE, BE IT RESOLVED that the Planning Commission of the City of Dillingham, Alaska, recommends City Council approval of the permit to install a new telephone pole and reconfigure the electrical utilities by the 7<sup>th</sup> Day Adventist new gym.

APPROVED AND ADOPTED THIS 20th DAY OF July, 2012.

  
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Paul Liedberg, Presiding Officer

  
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Jody Seitz, Acting Commission Clerk