

CITY OF DILLINGHAM, ALASKA

**RESOLUTION NO. 2015-62**

**A RESOLUTION OF THE DILLINGHAM CITY COUNCIL AUTHORIZING A LONG TERM ENCROACHMENT TO INSTALL A SPAN GUY ACROSS MAIN STREET TO A BACKUP POLE TO RAISE THE HEIGHT OF THE TELCOM WIRES**

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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 Cooperatives wishes to install a span guy across Main Street to a backup pole to raise the height of the TELCOM wires affecting the following properties, USS 2732 Block 19, Lots 8 & 9 and USS 2541 Lot 2; and

WHEREAS, the provision of utilities is considered a long term encroachment in the public right of way; and

WHEREAS, the proposed encroachment has been reviewed by the City Public Works Department, as well as Nushagak Cooperatives, with no opposition or further requirements; 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 application for the encroachment permit was filed with the City on November 4, 2015, and has not had a review by the Planning Commission; and

NOW, THEREFORE, BE IT RESOLVED that the Dillingham City Council approves the long term encroachment to add the span guy with the following conditions:

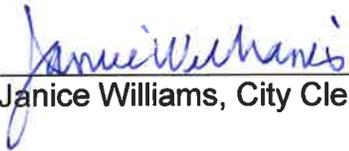
- That Nushagak Cooperatives notify the City of Dillingham Administration, Public Works Department, and the Public Safety Department 48 hours in advance of any work on public lands or in the public rights of way;
- That a new encroachment permit be obtained before the utilities are moved from this location;
- 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 after construction.

ADOPTED by the Dillingham City Council November 5, 2015.

  
\_\_\_\_\_  
Alice Ruby, Mayor

ATTEST:

[SEAL]

  
\_\_\_\_\_  
Janice Williams, City Clerk

**City of Dillingham Information Memorandum**

Agenda of: October 1, 2015

Attachment to:

Ordinance No. \_\_\_\_\_ / Resolution No. 2015-62

**Subject:**

A Long Term Encroachment permit for Nushagak Cooperatives to install a span guy across Main Street to a backup pole to raise the height of the telcom wires

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City Manager: Recommend Approval

Signature: Jamie Williams, Acting City Mgr

Fiscal Note:  Yes  No

Funds Available:  Yes  No

**Other Attachments:**

- Photo of area of installation. No City funds are required.

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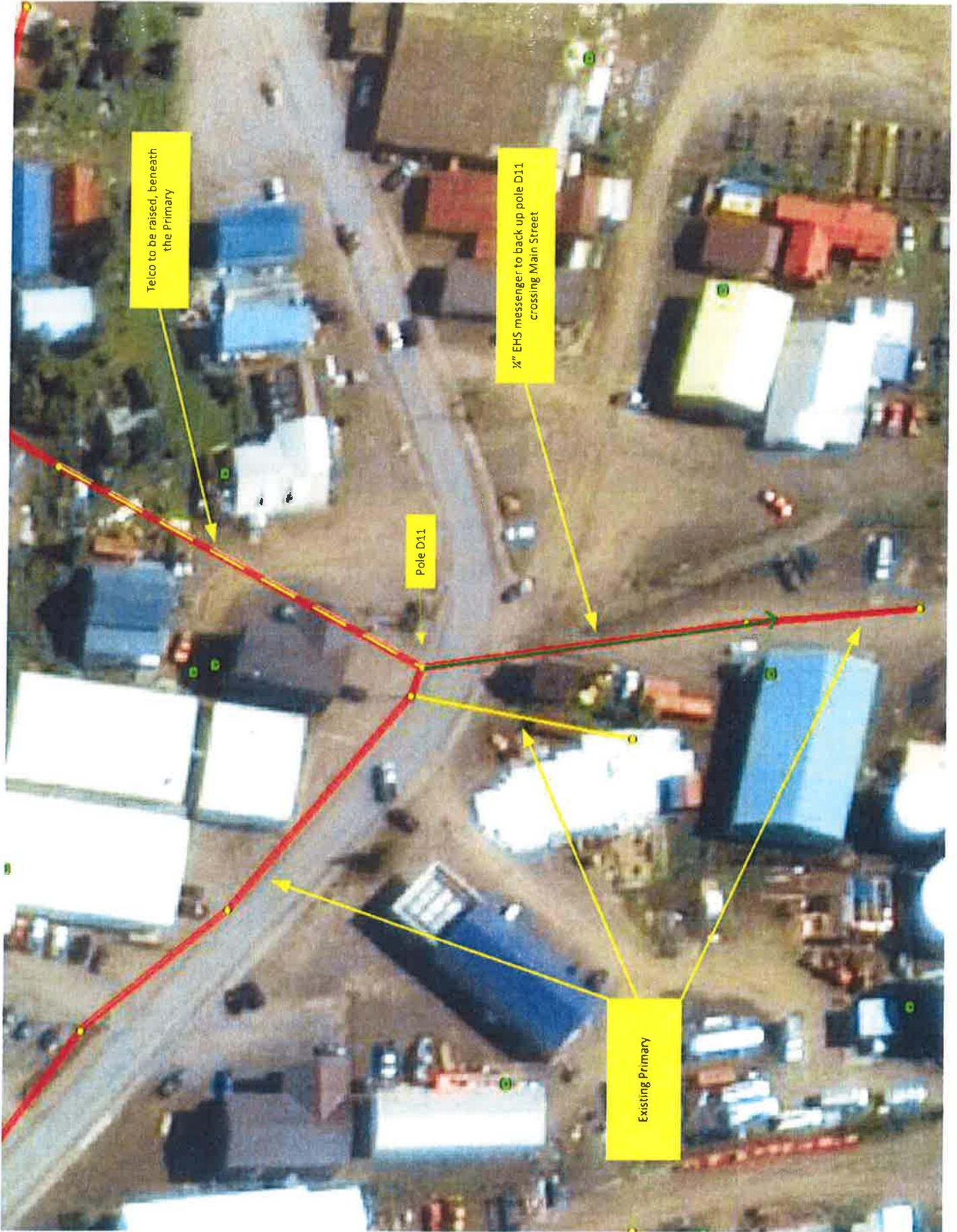
**Summary Statement:**

Nushagak Cooperatives wishes to install a span guy across Main Street to a backup pole to raise the height of the telcom wires.

Attachment to:  
Ordinance No. \_\_\_\_\_ / Resolution No. 2015-62

Summary Statement continued:

Route to	Department Head	Date
	Finance Director	
X	Public Works	11/6/15
X	City Clerk	11/6/15



Telco to be raised, beneath the Primary

1/4" EHS messenger to back up pole D11 crossing Main Street

Pole D11

Existing Primary

