

RESOLUTION 2021-01
A RESOLUTION OF THE DILLINGHAM PLANNING COMMISSION

Supporting a long term encroachment permit for Nushagak Cooperative across Seward Street for future supplemental heat, power, and communication

WHEREAS, Nushagak Cooperative has installed conduit across a City Right-of-Way on Seward Street for the purpose of future supplemental heat, power and communication; and

WHEREAS, Nushagak is submitting the required LTE permit now to rectify the situation; and

WHEREAS, there is no objection to the installation that has been completed; 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 the City Council approve Long Term Encroachment permit 2021-01 which authorizes the conduit installation across Seward Street for future expansion purposes:

- That Nushagak Cooperative 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 Nushagak Cooperative does not need to restore the public land or public right of way to its former condition or better after completing the conduit installation, as this installation was done in conjunction with the City's Street Rehabilitation project; and
- The Nushagak Cooperative is required to receive permission to disturb the road surface after a moratorium of five years, during which no construction would take place unless in an emergency and with permission, with the road surface restored to prior condition or better; and
- The long-term encroachment permit be limited to a 50 year term, commencing on 7/1/2020 through 7/1/2070; and
- That Nushagak Cooperative has provided documentation in the form of as-builts or GPS coordinates, or other reliable information, of the actual location of the installation.

ADOPTED by the Dillingham Planning Commission on this 9th day of March, 2021.



Kaleb Westfall, Chair



Cynthia Rogers, Planning Director