

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