

RESOLUTION NO. 2014-62

A RESOLUTION OF THE CITY OF WAYNE ESTABLISHING SEWER HOOK-UP FEES FOR THE “KARDELL SANITARY SEWER EXTENSION,” WHICH IS THAT SECTION OF THE CITY OF WAYNE SANITARY SEWER LINE EXTENDING FROM MANHOLE 9, SECTION 40 OF THE CITY SANITARY SEWER SYSTEM AND EXTENDING EAST AND SOUTH THROUGH KARDELL INDUSTRIAL PARK, TO AND ACROSS NEBRASKA HIGHWAY 35, AND ALL PRESENT AND FUTURE KARDELL SANITARY SEWER LINE EXTENSIONS AND INDIVIDUAL SEWER HOOK-UPS TO AREAS EAST OF THE CORPORATE LIMITS OF THE CITY AND ON BOTH THE NORTH AND SOUTH SIDES OF NEBRASKA HIGHWAY 35; AND THE “CHIEF’S WAY SANITARY SEWER EXTENSION.”

WHEREAS, Section 18-2123 R.R.S provides that a Development Agency may acquire undeveloped land when the same is essential to the proper clearance or redevelopment of an area; and

WHEREAS, the governing body of the City of Wayne has determined that the areas to be served by the existing and future city sanitary sewer extension described herein is necessary for the proper economic development of an area within the two-mile zoning jurisdiction of the City of Wayne; and

WHEREAS, the governing body has determined that it is in the best interests of the City and the Agency to extend sanitary sewer service to the areas described; and

WHEREAS, this sanitary sewer extension will also front other properties that will benefit from this utility extension; and

WHEREAS, a utility extension district is not created to finance these extensions; and

WHEREAS, this sanitary sewer extension will be owned and maintained in perpetuity by the City of Wayne; and

WHEREAS, the City desires to reimburse the City of Wayne Sewer Utility System fairly and completely for the sanitary sewer extensions herein described and constructed with City Sewer Utility funds; and

WHEREAS, the City desires to establish sewer hook-up fees for the Kardell Sanitary Sewer Extension based on a fair and equitable allocation of the costs of the “Kardell Sanitary Sewer Extension” and the Chief’s Way Sanitary Sewer Extension” herein described.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF WAYNE, WAYNE COUNTY, NEBRASKA, AS FOLLOWS:

Section 1. The governing body of the City of Wayne adopts the LF (linear feet of property frontage) method in Attachment A, KARDELL SANITARY SEWER EXTENSION AND CHIEF'S WAY SANITARY SEWER EXTENSION HOOK-UP FEES and HOOK-UP FEE CALCULATION FORMULA as calculated by Olsson Associates, to be used to determine the sanitary sewer hook-up fees for all properties to be served by the Kardell Sanitary Sewer Extension and the Chief's Way Sanitary Sewer Extension.

Section 2. The above-provided hook-up fees shall be financed over a period of ten years and bear interest at the rate of three percent (3%) per annum. Delinquent installments shall bear interest at the rate provided by law until paid and shall be collected in the usual manner for the collection of taxes. Installments may be prepaid at anytime at the option of the property owner as provided by law.

Section 3. The City Clerk will attach a copy of this signed Resolution with the title of each real estate property located east of Centennial Road North and Centennial Road South, west of South Logan Creek Dredge, and south of 14th Street and its extension east of the county road right-of- way.

Section 4. If any lot included in the calculations of Attachment A merges with another lot also included in the calculations of Attachment A, the hook-up fee for the new combined lot shall become the total calculated for the original merged lots.

Section 5. If a lot that is included in the calculations of Attachment A is or becomes connected to the sanitary sewer through another lot being served by the Chief's Way sanitary sewer, including a connection through a building, the hook-up fee for the additional lot that is connected through the first lot will become due as calculated in Attachment A.

PASSED AND APPROVED this 19th day of August, 2014.

THE CITY OF WAYNE, NEBRASKA,

By _____
Mayor

ATTEST:

City Clerk