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3 **RESOLUTION NO. 2017-04**

4 **A RESOLUTION OF THE CITY OF LINCOLN CITY DECLARING AN INTENT TO**
5 **CONSTRUCT SANITARY SEWER FACILITIES BY ESTABLISHING A LOCAL**
6 **IMPROVEMENT DISTRICT FOR THE CITY OF LINCOLN CITY, IN THE AREA**
7 **OF NE 36th DRIVE AND NE WEST DEVILS LAKE ROAD TO BE KNOWN AS “NE**
8 **36th DRIVE SANITARY SEWER LOCAL IMPROVEMENT DISTRICT” AND**
9 **CALLING FOR A PUBLIC HEARING AND DIRECTING THAT NOTICE BE**
10 **PUBLISHED**

11 **RECITALS**

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13 A. On April 10, 2017 the City Council Conducted a public hearing on a proposed
14 reimbursement district for sanitary sewer improvements to NE 36th Drive in Lincoln City;
15 during the hearing, staff’s comprehensive report to Council presented an option for Council
16 to proceed with a Local Improvement District in a larger area of 36th Drive, including up to
17 53 connections.

18
19 B. After deliberation, Council on April 10, 2017 did not proceed with the reimbursement
20 district; instead, by unanimous consent, Council initiated a Local Improvement District,
21 accepted the report of the Engineer on the proposed NE 36th Drive LID option and directed
22 staff to expeditiously proceed to hearing on the proposed larger LID option, pursuant to
23 LCMC §13.04.030.

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25 C. This Resolution acknowledges the Council’s acceptance of the Engineer’s Report on April
26 10, 2017 as regards the larger LID option and Council’s Intention to proceed with a hearing
27 on the larger option; the Resolution also authorizes the advertisement of the LID formation
28 hearing to be held on May 8, 2017 pursuant to LCMC 13.04.040.

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30 **NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY**
31 **OF LINCOLN CITY, AS FOLLOWS:**

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33 Section 1. Project Initiation. Pursuant to LCMC §13.04.030, the City Council declares
34 its intent to make the sanitary sewer improvements known as the “NE 36th Drive Sanitary
35 Sewer Local Improvement District” as described in the April 10, 2017 Report to Council on
36 the proposed NE 36th Drive Sanitary Sewer Reimbursement District. The proposed

1 improvement would consist of a gravity sewer serving NE 36th Drive and NE West Devils
2 Lake Road.

3 Section 2. NE 36th Drive Sanitary Sewer Local Improvement District. The proposed NE
4 36th Drive Sanitary Sewer LID project shall be carried out by the City of Lincoln City under
5 the procedures established in LCMC Chapter 13.04, with the cost assessed to the benefitted
6 owners through formation of a local improvement district within the boundaries of the area
7 shown in the April 10, 2017 public hearing staff report entitled "*Alternative – Local*
8 *Improvement District – (Expand Boundary)*" attached hereto and incorporated herein by
9 reference as "Exhibit A", and including those benefitted properties as described and shown in
10 the Exhibit.

11 Section 3. Public Hearing. Under the procedures established in LCMC Chapter 13.04,
12 the City Council will hold a public hearing on the proposed local improvement on May 8,
13 2017. Not later than 10 days before the public hearing, the City Recorder is directed to publish
14 notice of a public hearing on the proposed local improvement and mail notice to the owners of
15 property within the boundaries of the area as described in Section 2 of this resolution and
16 indicating that the cost of said improvements will be assessed against the benefitted properties.

17 Section 4. Recitals Adopted. The City Council adopts the recitals of this resolution,
18 which are incorporated into this section by reference, as additional facts supporting its
19 conclusion that the improvements are in the public interest of the City of Lincoln City and the
20 owners of the affected property.

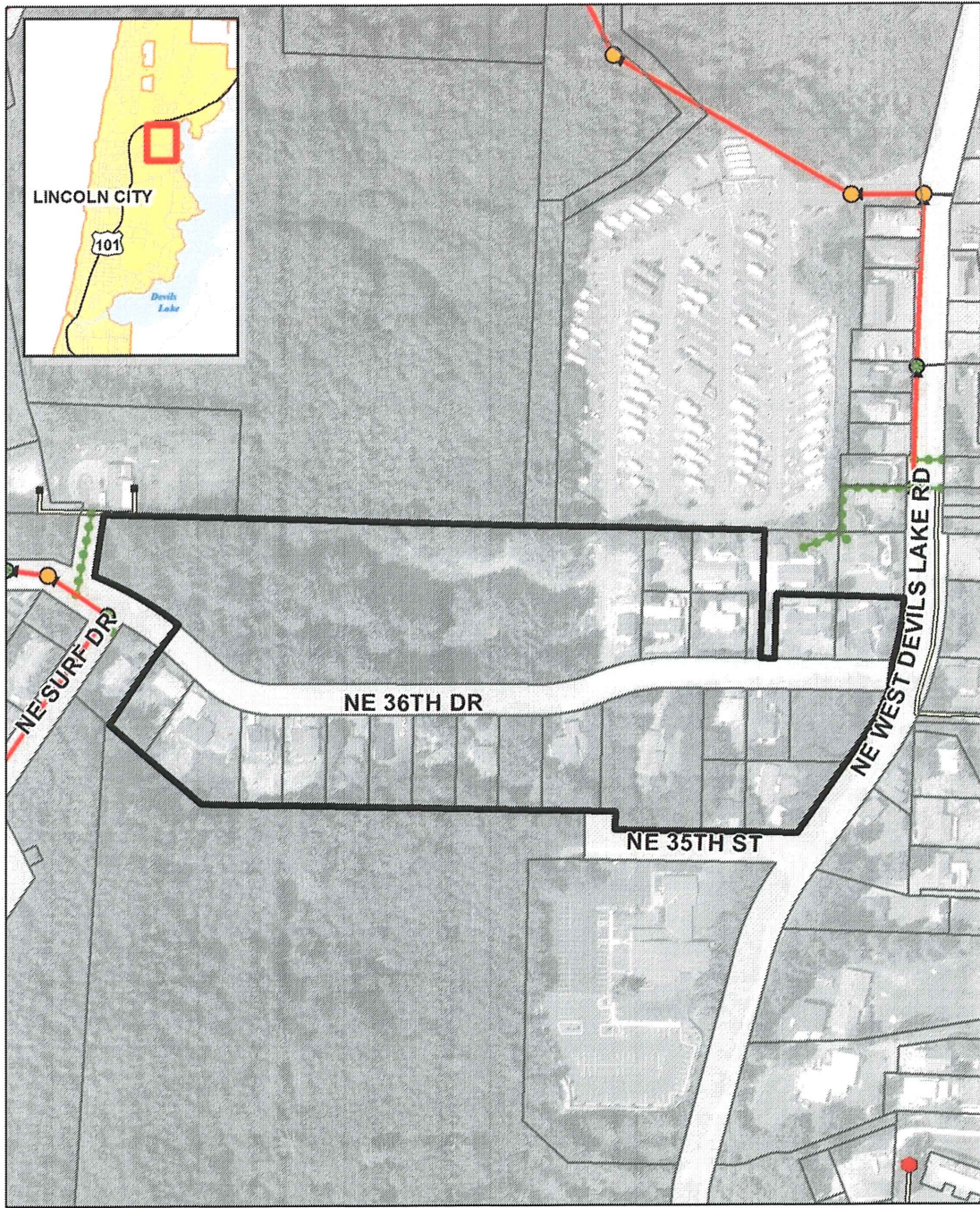
21 Section 5. Effective Date. This resolution is effective as of the date of its adoption.

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23 PASSED AND ADOPTED by the City Council of the City of Lincoln City this 8th day of
24 May 2017.

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27 
28 DON WILLIAMS, MAYOR

29
30 ATTEST:

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32
33 CATHY STEERE, CITY RECORDER



NE 36th Dr at West Devils Lake Rd LID
Exhibit A - Boundary
 March 2017



1 inch = 200 feet