

RESOLUTION NO. 5046

A RESOLUTION ALLOWING A HEALTH HAZARD EXCEPTION TO THE PROHIBITION AGAINST EXTRATERRITORIAL SANITARY SEWER CONNECTIONS FOR THE PROPERTY AT 937 GOLDFISH FARM ROAD SE.

WHEREAS, on August 25, 2004, the Linn County Department of Health Services declared a health hazard exists at 937 Goldfish Farm Road SE; and

WHEREAS, the only viable solution to the health hazard is to connect the property to public sanitary sewer; and

WHEREAS, Albany Municipal Code (AMC) 10.01.050(5) allows for exceptions to the prohibition of extraterritorial sanitary sewer connections if all stated criteria are met; and


WHEREAS, the property owners have satisfied all the criteria of AMC 10.01.050(5), having submitted a written Request to Connect to the City of Albany Sanitary Sewer System and Waiver of Objections and an Irrevocable Request to Annex Agreement.

NOW, THEREFORE, BE IT RESOLVED that the letter from the Linn County Department of Health Services dated August 25, 2004, the Request to Connect to the City of Albany Sanitary Sewer System and Waiver of Objections, and the Irrevocable Request to Annex Agreement are accepted.

BE IT FURTHER RESOLVED that in order to correct the health hazard problem promptly, Council authorizes the health hazard exception and further authorizes staff to proceed with issuance of permits to construct the sanitary sewer service.

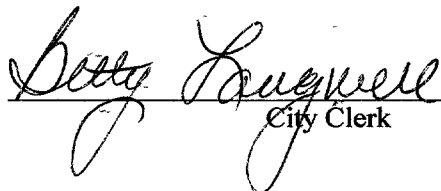
BE IT FURTHER RESOLVED this resolution shall take effect immediately upon passage by the Council and approval by the Mayor.

DATED AND EFFECTIVE THIS 22ND DAY OF SEPTEMBER 2004.



Mayor
Council president

ATTEST:



City Clerk