

City of Fayetteville Item Review Form

2014-0296

Legistar File Number

July 15, 2014

City Council Meeting Date - Agenda Item Only
N/A for Non-Agenda Item

Tim Nyander

Submitted By

Utilities

Department

Action Required:

Request for approval to allow extension of the sewer service outside the City's corporate limits to a single residence located at 55 South Harvey Dowell Road.

Does this item have a cost? No

\$0.00

Cost of this request

\$0.00

Category or Project Budget

N/A

Program or Project Name

N/A

Account Number

\$0.00

Funds Used to Date

Sewer Main Maintenance

Program or Project Category

N/A

Project Number

\$0.00

Remaining Balance

Water/Sewer

Fund Name

Budgeted Item? Yes

Budget Adjustment Attached? No

V20130812

Previous Ordinance or Resolution # _____

Original Contract Number: _____

Comments:

[Signature] 6/30/14

Paul a. Butler 6-30-2014

Don Ma 6-30-14

[Signature]



CITY COUNCIL AGENDA MEMO

MEETING OF JULY 15, 2014

TO: Mayor Lioneld Jordon
Fayetteville City Council

THRU: Don Marr, Chief of Staff

FROM: Tim Nyander, Interim Director for Water & Sewer

DATE: June 27, 2014

SUBJECT: **A Resolution To Allow Extension Of Sewer Service Outside The City's Corporate Limits To A Single Property on Harvey Dowell Road.**

RECOMMENDATION:

Staff recommends approval of the request to allow extension of the sewer service outside the City's corporate limits to a single residence located at 55 South Harvey Dowell Road.

BACKGROUND:

On June 12, 2014 the City received notification from the owner of 55 S. Harvey Dowell Road that they had been experiencing problems with their septic system since the City installed a sewer main in their driveway, front yard and field. This installation was in 2008. The owner is requesting a connection to the sewer system in lieu of repairing the septic system.

DISCUSSION:

In 2008, a contractor working for the City rerouted a 42-inch sewer pipe approximately 20 feet deep around the house located at this address. Upon visual inspection of the property it is evident that there is a failure of the septic system. The sewage is "ponding" on the surface of the ground.

BUDGET/STAFF IMPACT:

The owner will have to agree to pay all applicable tapping fees.

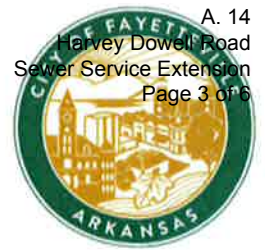
Attachments:

Arial Photo of property and sewer line location



OFFICE OF THE
CITY ATTORNEY

DEPARTMENTAL CORRESPONDENCE



A. 14
Harvey Dowell Road
Sewer Service Extension
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Kit Williams
City Attorney

Blake Pennington
Assistant City Attorney

Patti Mulford
Paralegal

TO: **Mayor Jordan
City Council**

CC: **Don Marr, Chief of Staff
Tim Nyander, Water and Sewer Director**

FROM: **Blake Pennington, Assistant City Attorney** 

DATE: **July 1, 2014**

RE: **Harvey Dowell Road Sewer Service Extension**

§51.113(C) of the Code of Ordinances sets forth the City's policy for extension of sewer services. That policy states:

Sewer extensions outside the city. Except for facilities needed to serve property within the city's limits, such as major transmission lines and pump stations to deliver sewage to disposal sites, and except through contractual arrangements with other municipal corporations, the city's sewerage system shall not be extended outside the city's corporate limits except on the express approval of the City Council.

The City has already located a 42 inch sewer main on this property and allowing the property owner to hook into the City's line would not be difficult and the costs involved (tapping fees) would be paid by the property owner. However, since the property is located outside the corporate limits of Fayetteville and is not a facility needed to serve property within the city limits, the City Council must expressly approve this arrangement.

RESOLUTION NO. _____

A RESOLUTION TO APPROVE THE EXTENSION OF THE CITY'S SEWERAGE SYSTEM BEYOND THE CITY LIMITS TO A SINGLE RESIDENCE LOCATED AT 55 S. HARVEY DOWELL ROAD

WHEREAS, §51.113(C) Sewer Service and Extension Policy states that “the city’s sewerage system shall not be extended outside the city’s corporate limits except on the express approval of the City Council,” and;

WHEREAS, the homeowners are currently experiencing a septic system failure and would be able to easily tap into the sewer main the City re-routed across their property in 2008.

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE, ARKANSAS:

Section 1: That the City Council of the City of Fayetteville, Arkansas hereby approves and authorizes an extension of the City’s sewerage system beyond the city limits to a single residence located at 55 S. Harvey Dowell Road upon payment of all applicable tapping fees by the property owner.

PASSED and APPROVED this 15th day of July, 2014.

APPROVED:

ATTEST:

By: _____
LIONELD JORDAN, Mayor

By: _____
SONDRA E. SMITH, City Clerk/Treasurer

