



Legislation Details (With Text)

File #: RES PH 16-395 **Version:** 1

Type: Resolution-Public Hearing **Status:** Agenda Ready

In control: Legislative Hearings

Final action:

Title: Ratifying the assessment costs for the 2016 Right-of-Way Maintenance Program and 2016 Above-Standard Lighting Operation and Maintenance Program for property appealed by Susan Shetka at 1285 Osceola Avenue. (File No. 16ROW FINAL2, Assessment No. 160032B)

Sponsors: Chris Tolbert

Indexes: Right of Way Maintenance Assessment, Ward - 3

Code sections:

Attachments: 1. 1285 Osceola Ave.ROW E-mail.10-12-16

| Date | Ver. | Action By | Action | Result |
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Ratifying the assessment costs for the 2016 Right-of-Way Maintenance Program and 2016 Above-Standard Lighting Operation and Maintenance Program for property appealed by Susan Shetka at 1285 Osceola Avenue. (File No. 16ROW FINAL2, Assessment No. 160032B)

Date of Hearing: 10/17/16

Time of Hearing: 2 p.m.

Date of Council Public Hearing PH: 10/5/16 & 11/2/16

Appellant/Owner: Susan Shetka

PIN/PINS: 03-28-23-43-0108

WHEREAS, the Office of Financial Services Real Estate Section has attached to Council File RES PH 16-354 both a report of completion outlining the costs and fees associated with the 2016 Right-of-Way Maintenance Program and 2016 Above-Standard Lighting Operation and Maintenance Program (File No. 16ROW FINAL2, Assessment No. 160032B) and the assessment roll including all properties for which these assessments are proposed for Council ratification; and

WHEREAS, Council File RES PH 16-287 directed the Legislative Hearing Officer to receive written and oral submissions from the affected property owners, city officials, and other witnesses regarding any non-constitutional challenges to the proposed assessment; and

WHEREAS, the Legislative Hearing Officer has the authority to make factual determinations regarding the non-constitutional objections for each proposed assessment and consulted with the City Attorney to determine whether an objection is a constitutional objection; and

WHEREAS, the Legislative Hearing Officer conducted a hearing regarding an appeal for Susan Shetka at 1285 Osceola Avenue and made the following determination(s) and recommendation:

- [No factual basis was presented/Factual basis was established for modifying the proposed

assessment; and, therefore

- Recommending ratification of assessment.] Now, Therefore, Be It

RESOLVED, that pursuant to Minnesota Statute 429, the findings and recommendation enumerated above are adopted and said assessment is hereby [ratified and payable in one installment, ratified and reduced, deleted].