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City of Hiawatha

Community Development Department

Building, Zoning, Code Enforcement & Development

101 Emmons St., Hiawatha Iowa, 52233-1697

Purpose: Sidewalk Deferral **Date: 05/03/2017**

To: Hiawatha City Council

Name of Plan: Mercy Care Building

Address: 1195 Boyson Road **Zone**: C-3

Number of Lots: 1

Reviewed by: Patrick Parsley, Community Development Director

Description: The applicant has requested a sidewalk deferral from the City Council. The sidewalk would terminate at a location near I-380 but would not connect to another sidewalk.

Report: The sidewalk installation may be more appropriate when there is an extension of developed area to the east of this property or the interchange is rebuilt between I-380 and Boyson Road. Either of these occurrences could trigger the need for the trail extension and/or affect the location of the trail. The applicant is willing to comply when requested.

Recommendation: CD supports the sidewalk deferral at this time.

April 26, 2017

Hiawatha City Council
City of Hiawatha
101 Emmons Street
Hiawatha, IA 52233

RE: At Risk Building Permit Request
Mercy Surgery Center/Wolfe Eye Clinic
1195 Boyson Road
Hiawatha, IA 52233

City Council:

This letter is a request to defer the installation of the proposed sidewalk located at 1195 Boyson Road. We are requesting a deferral because a sidewalk at this location cannot tie into any existing sidewalk since the D.O.T. has not finalized extension of the walking trail across I-380. Also, the guy wires of Alliant power poles lie in the pathway of the proposed sidewalk. Alliant does not know how their power lines will be affected by the D.O.T plans for the new interchange. These lines may have to be moved to the north side of Boyson, which would then allow the proposed sidewalk direct access to a walking bridge._Therefore, it would make sense to build the new sidewalk at a later date after the interchange work has been completed.

We understand the Council will retain the authority to order the installation of the sidewalk at any time and that the cost of the sidewalk installation will be the responsibility of the land owner.

Thank you for your consideration in this Matter.

Sincerely,

Chad Abernathey, President

Brainiac Inc.

DRAFT

Prepared/Return to City of Hiawatha, Kelly Kornegor, 101 Emmons Street Hiawatha, Iowa 52233, Phone: 319-393-1515

RESOLUTION NO. 17-
City Council

RESOLUTION APPROVING SIDEWALK DEFERMENT
1195 BOYSON ROAD FOR MERCY SURGERY CENTER/WOLFE EYE CLINIC

WHEREAS, a letter requesting deferment of sidewalk installation for 1195 Boyson Road, Hiawatha, Linn County, Iowa, has been received from Brainiac Inc. on behalf of Mercy Surgery Center/Wolfe Eye Clinic, and

WHEREAS, at this time, it has been determined that sidewalks are not feasible for the property located at 1195 Boyson Road because there is no connecting sidewalk in the area until future development occurs, and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF HIAWATHA, IOWA, to approve a deferment of sidewalk installation for the property located at 1195 Boyson Road, Hiawatha, Linn County, Iowa, received from Brainiac Inc. on behalf of Mercy Surgery Center/Wolfe Eye Clinic. Said deferment shall run with the land and shall be binding upon all present and future owners of the subject property with the clear understanding that any person or future owner of said property shall be responsible for all installation costs of sidewalk for the property located at 1195 Boyson Road, Hiawatha, Linn County, Iowa, at such time that the City of Hiawatha, Iowa, determines installation of sidewalk is needed.

AYES:
NAYS:
ABSENT:

PASSED AND APPROVED this 3rd day of May, 2017.

_____
Bill Bennett, Mayor

ATTEST:

_____
Kelly Kornegor, City Clerk