

Resolution 2020-32

A Resolution Approving the Encroachment into the City Right-Of-Way on West 3rd Street to Allowing New Construction of Steps Located at 46 West 3rd Street.

WHEREAS, DeAscanis Homes Inc. has applied to the Mayor and Council for a building permit to construct a new dwelling at 46 West Third Street, also known as tax parcel number 21-015.30-151; and

WHEREAS, The Historic Area Commission has approved the drawings for the proposed dwelling, and the front steps of the proposed structure will encroach on the right-of-way of Third Street a depth of 1.5 feet, along a portion of the building, as shown on the attached exhibit; and

WHEREAS, the applicant has agreed to waive any damages for the use of the right-of-way by Mayor and Council, and prior to issuance of a Building Permit shall execute an indemnification agreement and pay for all filing fees for said agreement.

NOW, THEREFORE, BE IT RESOLVED that the application of DeAscanis Homes Inc to construct a new dwelling at 46 West Third Street, also known as tax parcel number 21-015.30-151, be approved and the Code Official is authorized to issue a permit for construction of the front steps on the public right-of-way.

Passed this 10th day of November, 2020

Linda Ratchford, City Council President

Valarie W. Leary, Councilperson

Michael M. Platt, Councilperson

Russell P. Smith, Councilperson

Suzanne M. Souder, Councilperson

Attest:

Brian G. Whitaker, City Clerk.