

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

ORDER GRANTING EXTENSION OF TIME TO COMPLETE CONSTRUCTION P-20675

BACKGROUND

1. On March 5, 2021, Andrew Devine, on behalf of the City of Albion, filed in the Department of Natural Resources (Department) an Application for Approval of Plans for Dams, plan P-20675, and associated specifications.
2. The plan, P-20675, is for modifications to the Kohtz City of Albion Dam which is subject to the Safety of Dams and Reservoirs Act. The dam is located in the NE  $\frac{1}{4}$  of Section 28, Township 20 North, Range 6 West of the 6th P.M. in Boone County.
3. Daniel S. Lightbody, P.E. of Olsson, 601 P Street, Suite 200, Lincoln, Nebraska 68508, prepared the drawings and specifications.
4. The City of Albion, 420 West Market Street, Albion, Nebraska 68620, owns the dam.
5. On June 1, 2021, plan P-20675 was approved with the condition that construction be completed before November 1, 2020.
6. On October 22, 2021, Andrew Devine, on behalf of the City of Albion, submitted a request to extend the construction deadline for P-20675 to January 1, 2022.

ORDER

It is therefore ORDERED:

1. The request for extension of time to complete construction of P-20675 is hereby APPROVED.
2. The date by which construction of P-20675 shall be completed is extended to January 1, 2022.
3. All limitations and other conditions in the June 1, 2021, Order approving Plan P-20675 remain in effect.
4. Upon completion of the construction, the owner shall file with the Department the enclosed "Construction Certification Form for Dams". Following receipt of this form, an approval to operate will be issued by the Department if it determines that the dam is safe to impound within the limitations outlined in this Order.

ADDITIONAL INFORMATION

Failure to comply with all laws and regulations pertaining to any orders issued by the Director of the Department of Natural Resources may result in administrative penalty, criminal prosecution, or any combination thereof.

DEPARTMENT OF NATURAL RESOURCES

A handwritten signature in blue ink that reads "Thomas E. Riley". The signature is written in a cursive style with a large initial 'T'.

November 8, 2021

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Thomas E. Riley, P.E., Director

A copy of this Order was posted on the Department's website. Copies of this Order and a "Construction Certification Form for Dams" were mailed on November 8, 2021, to the City of Albion, %Andrew Devine, 420 West Market Street, Albion, Nebraska 68620; the Boone County Agricultural Society, %David Noble, 1344 210<sup>th</sup> Street, Albion, Nebraska 68620; and Daniel S. Lightbody, P.E., Olsson, 601 P Street, Suite 200, Lincoln, Nebraska 68508. A copy of this Order was also provided to the Department's field office in Norfolk, Nebraska.