



# City of Grand Island

Tuesday, July 26, 2016

Council Session

## Item F-1

**#9591 - Consideration of Vacation of Drainage Easement in Vanosdall Second Subdivision (Wayne Vanosdall Sanitation Service, Inc.)**

Staff Contact: John Collins PE - Public Works Director

# **Council Agenda Memo**

**From:** Terry Brown PE, Assistant Public Works Director

**Meeting:** July 26, 2016

**Subject:** Consideration of Vacation of Drainage Easement in Vanosdall Second Subdivision (Wayne Vanosdall Sanitation Service, Inc.)

**Presenter(s):** John Collins PE, Public Works Director

## **Background**

A drainage easement agreement executed by the property owner of 3100A South Locust Street and the City of Grand Island was filed with Hall County Register of Deeds on January 5, 1999, as Document No. 99-100091. This drainage easement is no longer needed with the redevelopment of such property.

## **Discussion**

The property owner, Wayne Vanosdall Sanitation Service, Inc. is requesting to vacate such dedicated drainage easement within Vanosdall Second Subdivision. There are no utilities currently within this easement that will be affected by the vacation. The attached sketch details the referenced easement to be vacated.

## **Alternatives**

It appears that the Council has the following alternatives concerning the issue at hand. The Council may:

1. Move to approve
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

## **Recommendation**

City Administration recommends that the Council pass an ordinance vacating the drainage easement located in Vansodall Second Subdivision.

## **Sample Motion**

Move to pass an ordinance vacating the easement.

ORDINANCE NO. 9591

An ordinance to vacate an existing utility easement and to provide for filing this ordinance in the office of the Register of Deeds of Hall County, Nebraska; to repeal any ordinance or parts of ordinances in conflict herewith, and to provide for publication and the effective date of this ordinance.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA:

SECTION 1. That existing drainage easement located in Vanosdall Second Subdivision, in the City of Grand Island, Hall County, Nebraska and more particularly described as follows:

COMMENCING AT THE NORTHWEST CORNER OF LOT THREE (3), VANOSDALL SECOND SUBDIVISION, SAID POINT ALSO BEING THE POINT OF BEGINNING; THENCE ON AN ASSUMED BEARING OF N89°17'54"E, ALONG THE NORTH LINE OF SAID LOT THREE (3), A DISTANCE OF 513.16 FEET; THENCE N61°29'44"E, ALONG THE NORTHERLY LINE OF SAID LOT THREE (3), A DISTANCE OF 239.86 FEET; THENCE S17°27'00"E, ALONG THE EASTERLY LINE OF SAID LOT THREE (3), A DISTANCE OF 131.47 FEET; THENCE N89°38'58"W A DISTANCE OF 763.34 FEET TO THE POINT OF BEGINNING. SAID EASEMENT VACATE CONTAINS A CALCULATED AREA OF 19,071.25 SQUARE FEET OR 0.438 ACRES MORE OR LESS

is hereby vacated. Such easement to be vacated is shown and more particularly described on Easement Vacation Exhibit 1 attached hereto.

SECTION 2. The title to the property vacated by Section 1 of this ordinance shall revert to the owner or owners of the real estate upon which the easement is located.

|                                      |                           |
|--------------------------------------|---------------------------|
| Approved as to Form<br>July 22, 2016 | by _____<br>City Attorney |
|--------------------------------------|---------------------------|

ORDINANCE NO. 9591 (Cont.)

SECTION 3. This ordinance is directed to be filed, with the drawing, in the office of the Register of Deeds of Hall County, Nebraska.

SECTION 4. This ordinance shall be in force and take effect from and after its passage and publication, within fifteen days in one issue of the Grand Island Independent as provided by law.

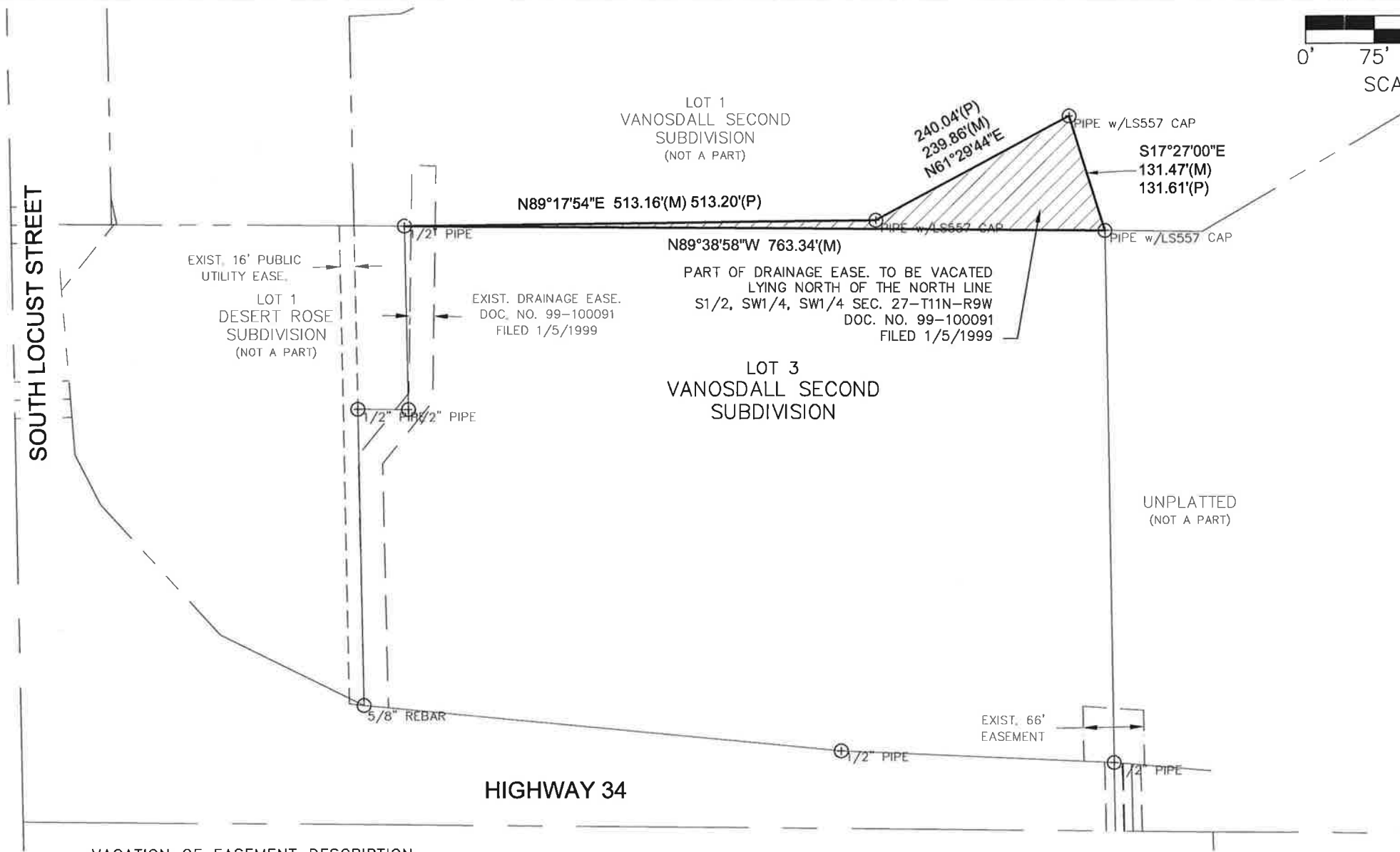
Enacted: July 26, 2016

\_\_\_\_\_  
Jeremy L. Jensen, Mayor

Attest:

\_\_\_\_\_  
RaNae Edwards, City Clerk

DWG: F:\2016\0001-0500\016-0218\40-Design\Survey\SRVY\Sheets\V\_ESM\_6021B.dwg  
 DATE: Apr 20, 2016 4:01pm  
 XREFS: V\_XTP0\_2016-0218  
 USER: jramirez  
 BASE-WLMRTSOUTH  
 BASE-UTILITIES



**VACATION OF EASEMENT DESCRIPTION**

A TRACT OF LAND LOCATED IN PART OF THE LOT 3, VANOSDALL SECOND SUBDIVISION, IN THE CITY OF GRAND ISLAND, HALL COUNTY, NEBRASKA, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF LOT 3, VANOSDALL SECOND SUBDIVISION, SAID POINT ALSO BEING THE POINT OF BEGINNING; THENCE ON AN ASSUMED BEARING OF N89°17'54"E, ALONG THE NORTH LINE OF SAID LOT 3, A DISTANCE OF 513.16 FEET; THENCE N61°29'44"E, ALONG THE NORTHERLY LINE OF SAID LOT 3, A DISTANCE OF 239.86 FEET; THENCE S17°27'00"E, ALONG THE EASTERLY LINE OF SAID LOT 3, A DISTANCE OF 131.47 FEET; THENCE N89°38'58"W A DISTANCE OF 763.34 FEET TO THE POINT OF BEGINNING. SAID EASEMENT VACATE CONTAINS A CALCULATED AREA OF 19,071.25 SQUARE FEET OR 0.438 ACRES MORE OR LESS.

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|-----------------------|-----------------------------|-------------------------------|---|---------|
| PROJECT NO: 2016-0218 | <b>VACATION OF EASEMENT</b> | <b>MOLSSON</b><br>ASSOCIATES® | 201 East 2nd Street<br>P.O. Box 1072<br>Grand Island, NE 68802-1072<br>TEL 308.384.8750<br>FAX 308.384.8752 | EXHIBIT |
| DRAWN BY: JMR         |                             |                               | 1   |         |
| DATE: 04.20.2016      |                             |                               |   |         |