



City of Grand Island

Tuesday, June 27, 2017

Council Session

Item F-2

**#9635 - Consideration of Vacation of Alley within Wallichs
Addition – West of Jefferson Elementary School**

Staff Contact: John Collins, P.E. - Public Works Director

Council Agenda Memo

From: Keith Kurz PE, Assistant Public Works Director

Meeting: June 27, 2017

Subject: Consideration of Vacation of Alley within Wallichs Addition – West of Jefferson Elementary School

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

Background

Wallichs Addition was platted in June 1886, with an alley running east and west between present day 7th and 8th Streets, from Broadwell Avenue to Adams Street.

The City has received a request from Grand Island Public Schools (GIPS) to vacate the western portion of the alley referenced previously, as described on the attached Exhibit “1”. The vacation is needed at this time to allow for the replatting of this area, as well as the rebuilding of Jefferson Elementary School.

Discussion

Upon the appropriate City Department (Public Works, Building, Utilities, Fire, and Planning) reviews it has been determined there is no need for this alley to remain as public right of way. Title to the property vacated shall revert to the owner or owners of the real estate abutting the same in proportion to the respective ownership of such real estate.

The public utilities currently located within the subject area will be relocated as part of the subdivision replatting and rebuilding of Jefferson Elementary School.

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 approve vacating a portion of the alley running east and west between present day 7th and 8th Streets, from Broadwell Avenue to Adams Street.

Sample Motion

Move to approve the ordinance.

• THIS SPACE RESERVED FOR REGISTER OF DEEDS •

ORDINANCE NO. 9635

An ordinance to vacate existing right of way and to provide for filing this ordinance in the office of the Register of Deeds of Hall County; 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 a portion of an existing right-of-way within Wallichs Addition, City of Grand Island, Hall County, Nebraska more particularly described as follows:

A 16 foot alley located in Block 11, Wallichs Addition in part of the Southwest Quarter of the Northeast Quarter (SW ¼, NE ¼) of Section Sixteen (16), Township Eleven (11) North, Range Nine (9) West of the 6th P.M., Hall County, Nebraska;

Commencing at the Southwesterly corner of Lot 7, Block 11, Wallichs Addition; thence on an assumed bearing of N01°03'15"W, along the westerly line of Block 11, a distance of 150.08 feet to a point being a northerly lot corner of Lot 8, said Block 11 and also being the point of beginning; thence continuing N01°03'15"W, along said Block 11, a distance of 18.18 feet; thence N60°36'33"E, along the southerly line of Lots 3, 2, 1, said Block 11, a distance of 124.00 feet to a point on the easterly line of Block 11 and westerly line of vacated Jefferson Street right-of-way as described in Ordinance No. 4872, Book 21, Page 73; Thence S29°59'42"E, along said easterly line of said Block 11, a distance of 16.00 feet; thence S60°69'33"W, along the northerly line of Lots 10, 9, 8, said Block 11, a distance of 132.65 feet to the point of beginning. Said tract contains a calculated area of 2,053.57 square feet or 0.047 acres more or less.

Be, and hereby is, vacated.

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 abutting the same in proportion to the respective ownership of such real estate.

Approved as to Form	▣ _____
June 23, 2017	▣ City Attorney

ORDINANCE NO. 9635 (Cont.)

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

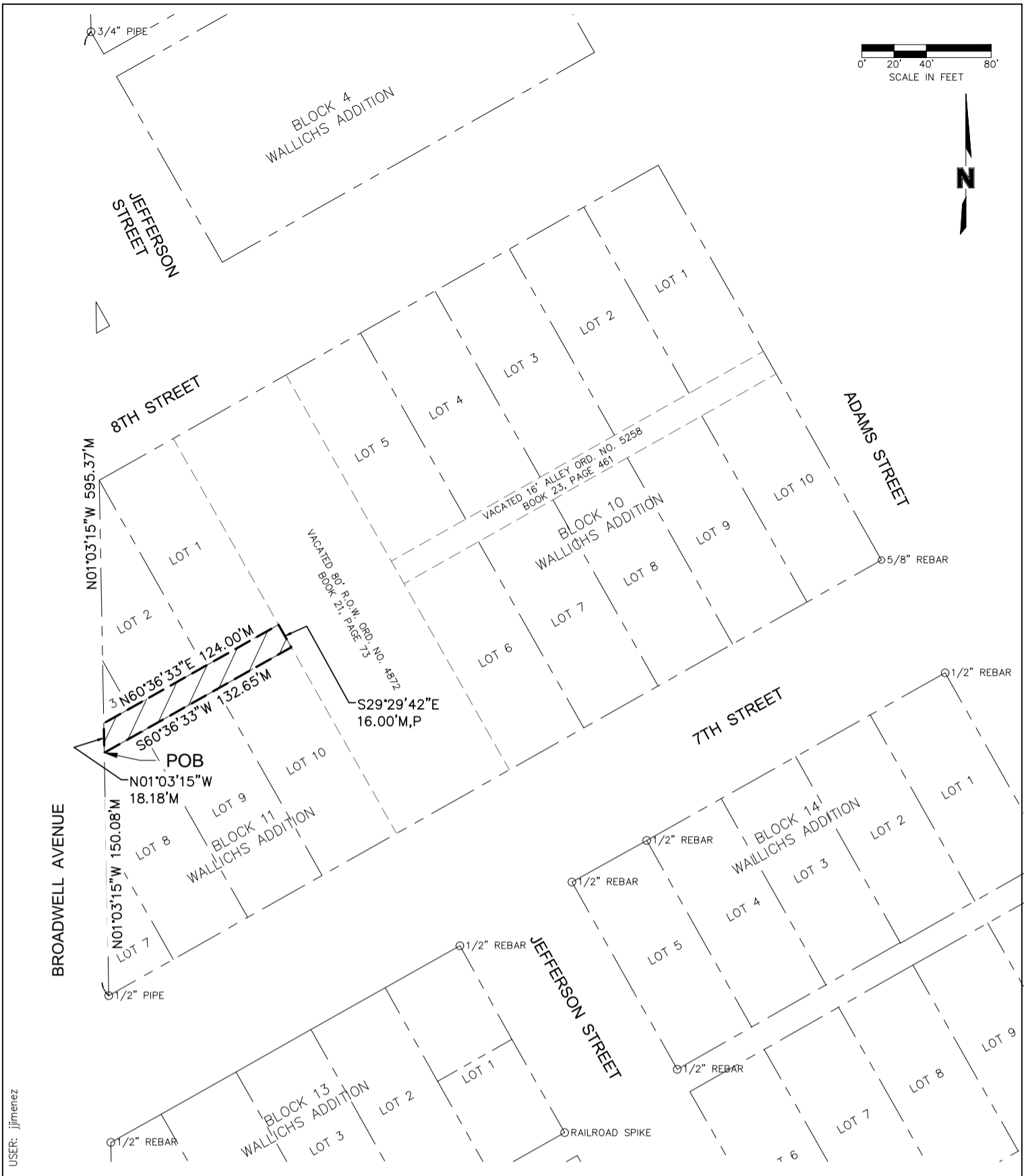
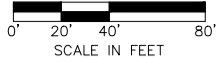
SECTION 4. This ordinance shall be in force and take effect from and after its passage and publication, without the plate, within fifteen days in one issue of the Grand Island Independent as provided by law.

Enacted: June 27, 2017.

Jeremy L. Jensen, Mayor

Attest:

RaNae Edwards, City Clerk



LEGEND

- FOUND CORNER (AS NOTED)
- ALLEY R.O.W. VACATE AREA
- EXIST. PROPERTY LINE
- - - EXIST. VACATED R.O.W. LINE
- M MEASURED DISTANCE
- P PLATTED DISTANCE

16' ALLEY RIGHT-OF-WAY VACATION DESCRIPTION

A 16 FT. ALLEY LOCATED IN BLOCK 11, WALLICHS ADDITION IN PART OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER (SW1/4, NE1/4) OF SECTION SIXTEEN (16), TOWNSHIP ELEVEN (11) NORTH, RANGE NINE (9) WEST OF THE 6TH P.M., HALL COUNTY, NEBRASKA, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWESTERLY CORNER OF LOT 7, BLOCK 11, WALLICHS ADDITION; THENCE ON AN ASSUMED BEARING OF N01°03'15"W, ALONG THE WESTERLY LINE OF BLOCK 11, A DISTANCE OF 150.08 FEET TO A POINT BEING A NORTHERLY LOT CORNER OF LOT 8, SAID BLOCK 11 AND ALSO BEING THE POINT OF BEGINNING; THENCE CONTINUING N01°03'15"W, ALONG SAID BLOCK 11, A DISTANCE OF 18.18 FEET; THENCE N60°36'33"E, ALONG THE SOUTHERLY LINE OF LOTS 3, 2, 1, SAID BLOCK 11, A DISTANCE OF 124.00 FEET TO A POINT ON THE EASTERLY LINE OF BLOCK 11 AND WESTERLY LINE OF VACATED JEFFERSON STREET RIGHT-OF-WAY AS DESCRIBED IN ORDINANCE NUMBER 4872, BOOK 21, PAGE 73; THENCE S29°29'42"E, ALONG SAID EASTERLY LINE OF SAID BLOCK 11, A DISTANCE OF 16.00 FEET; THENCE S60°36'33"W, ALONG THE NORTHERLY LINE OF LOTS 10, 9, 8, SAID BLOCK 11, A DISTANCE OF 132.65 FEET TO THE POINT OF BEGINNING.

SAID TRACT CONTAINS A CALCULATED AREA OF 2,053.57 SQUARE FEET OR 0.047 ACRES MORE OR LESS.

USER: jjimenez
 DWG: F:\2016\0501-1000\016-0717\40-Design\Survey\SRVV\Sheets\V_VAC_60717.dwg
 DATE: Jun 15, 2017 1:41pm
 XREFS:

PROJECT NO:	2016-3186
DRAWN BY:	JMJ
DATE:	06.15.2017

16' ALLEY VACATE

201 East 2nd Street
 P.O. Box 1072
 Grand Island, NE 68802-1072
 TEL 308.384.8750
 FAX 308.384.8752

EXHIBIT
1