



City of Grand Island

Tuesday, July 9, 2019
Council Session/Budget Work Session

Item F-2

#9740 - Consideration of Vacation of Utility Easement - St. Francis Medical Park Third Subdivision - 2620 West Faidley Avenue

Staff Contact: Tim Luchsinger, Stacy Nonhof

Council Agenda Memo

From: Timothy Luchsinger, Utilities Director
Stacy Nonhof, Assistant City Attorney

Meeting: July 9, 2019

Subject: Ordinance #9740 - Consideration of Vacation of Utility Easement – St. Francis Medical Park Third Subdivision – 2620 W. Faidley Avenue

Presenter(s): Timothy Luchsinger, Utilities Director

Background

There is an existing sixteen (16.0) foot wide utility easement located on the plat of Saint Francis Medical Park Third Subdivision, in the City of Grand Island, Hall County, Nebraska. The existing electrical easement was acquired in 1984. It was dedicated for the original development of the St. Francis Guest House which is no longer in service. Subsequently, the area has been re-subdivided, and the planned layout of the area has changed.

Discussion

All existing electrical infrastructure has been removed or relocated. The easement is being vacated to allow for a future building addition.

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 the Ordinance, and that the described easement be vacated.

Sample Motion

Move to approve the Ordinance and vacate the utility easement as described in Document No. 84-003068, and originally in part of the Southeast Quarter of the Northwest Quarter (SE ¼, NW ¼) of Section Seventeen (17), Township Eleven (11) North, Range Nine (9) West of the 6th P.M., Hall County, Nebraska; currently shown as an existing Electrical Easement on the plat of Saint Francis Medical Park Third Subdivision (2620 West Faidley Avenue), in the City of Grand Island, Hall County, Nebraska.

THIS SPACE RESERVED FOR REGISTER OF DEEDS

ORDINANCE NO. 9740

An ordinance to vacate a utility easement recorded in the Register of Deeds Office, Hall County, Nebraska as Document No. 84-003068, and originally being located in part of the Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$, NW $\frac{1}{4}$) of Section Seventeen (17), Township Eleven (11) North, Range Nine (9) West of the 6th P.M., Hall County, Nebraska, and as currently shown as an existing sixteen (16.0) foot wide Electrical Easement on the plat of Saint Francis Medical Park Third Subdivision, in the City of Grand Island, Hall County, Nebraska, and to provide for filing this ordinance in the office of the Register of Deeds of Hall County, Nebraska; and to provide for the publication and the effective date of this ordinance.

WHEREAS, the City of Grand Island has removed all electrical infrastructure from the Electrical Easement area;

Whereas, the City of Grand Island deems it advantageous and in everyone's best interest to vacate such easement;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA;

SECTION 1. That the Electrical Easement recorded in the Register of Deeds Office, Hall County, Nebraska as Document 84-003068, and originally being located in part of the

Approved as to Form	by _____
July 5, 2019	City Attorney

ORDINANCE NO. 9740 (Cont.)

Southeast Quarter of the Northwest Quarter (SE ¼, NW ¼) of Section Seventeen (17), Township Eleven (11) North, Range Nine (9) West of the 6th P.M., Hall County, Nebraska, and as currently shown as an existing Electrical Easement on the plat of Saint Francis Medical Park Third Subdivision, in the City of Grand Island, Hall County, Nebraska, be and hereby is vacated and returned to the current owner of record.

SECTION 2. This Ordinance is hereby directed to be recorded in the office of the Register of Deeds of Hall County, Nebraska.

SECTION 3. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 4. This Ordinance shall be in force and take effect from and after its passage and publication within fifteen (15) days in one issue of the Grand Island Daily Independent as provided by law.

Enacted: July 9, 2019.

Roger G. Steele, Mayor

Attest:

RaNae Edwards, City Clerk

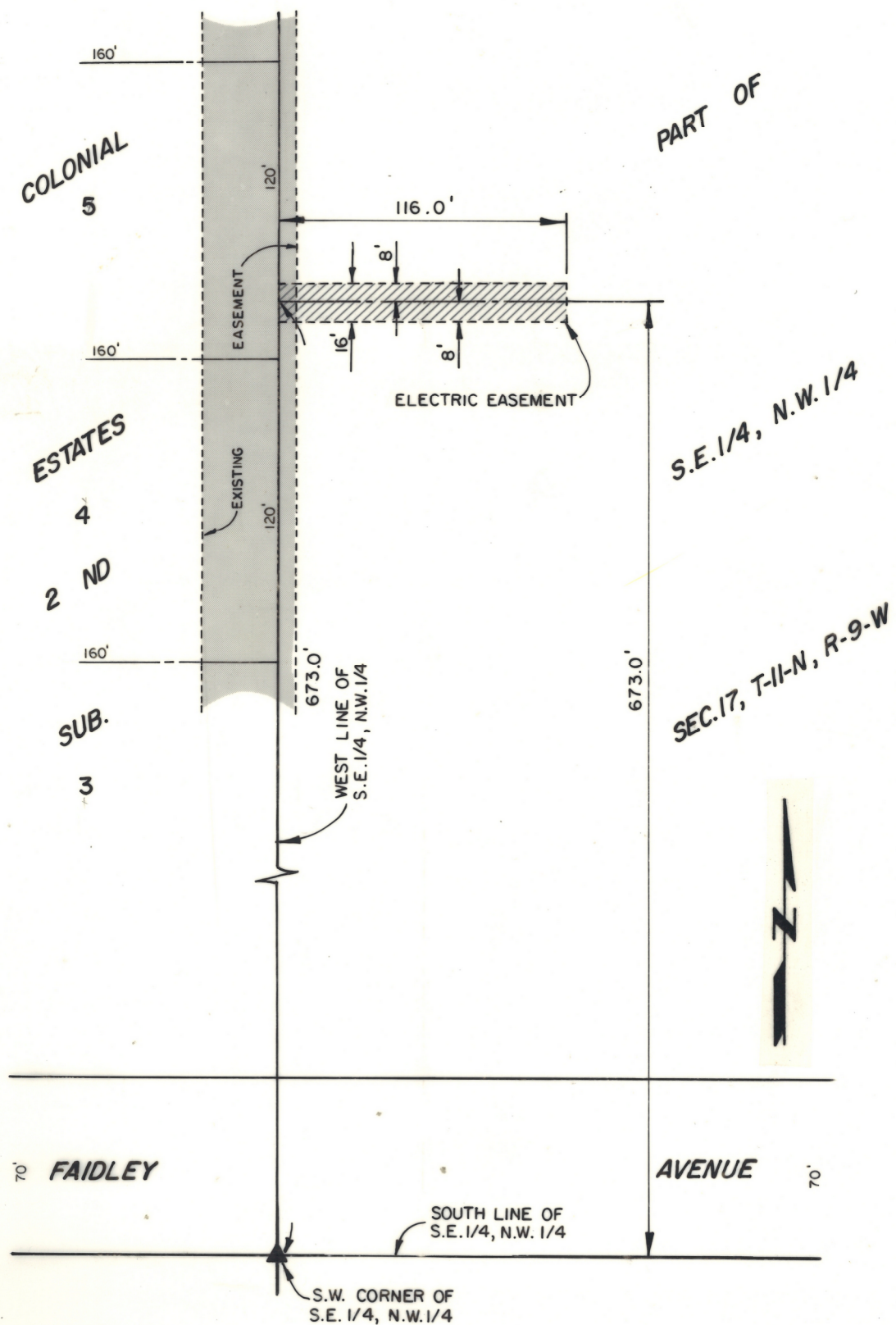


EXHIBIT "A"
 CITY OF GRAND ISLAND, NEB.
 UTILITIES DEPARTMENT
 T.W. BARNES 5/29/14
 SCALE: 1" = 50'