



City of Grand Island

Tuesday, April 14, 2020

Council Session

Item F-2

#9768 - Consideration of Vacation of Public Utility Easement in Lassonde Subdivision; South of Capital Avenue, West of Ord Branch Union Pacific Railroad Track (Grand Island Area Habitat for Humanity, Inc.)

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

Council Agenda Memo

From: Keith Kurz PE, Assistant Public Works Director

Meeting: April 14, 2020

Subject: Consideration of Vacation of Public Utility Easement in Lassonde Subdivision; South of Capital Avenue, West of Ord Branch Union Pacific Railroad Track (Grand Island Area Habitat for Humanity, Inc.)

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

Background

A public utility easement within Lassonde Subdivision was dedicated through an easement document, filed with Hall County Register of Deeds on July 10, 2003 as Document No. 200308772.

Discussion

Through replatting Lassonde Subdivision was incorporated into Lassonde Third Subdivision. The current property owner/developer of Lassonde Third Subdivision is requesting to vacate such dedicated easement that currently lies within Lassonde Third Subdivision, Lot One (1) through Lot Eight (8). There are no utilities currently or proposed within these easements 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 public utility easement in Lassonde Subdivision (Grand Island Area Habitat for Humanity, Inc.).

Sample Motion

Move to approve an ordinance vacating the easement.

ORDINANCE NO. 9768

An ordinance to vacate an existing public 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 public utility easement located in Lassonde Third Subdivision, in the City of Grand Island, Hall County, Nebraska and more particularly described as follows:

BEING THE WEST TWENTY (20) FEET OF LOT ONE (1), LOT TWO (2), LOT THREE (3), LOT FOUR (4), LOT FIVE (5), LOT SIX (6), LOT SEVEN (7), AND LOT EIGHT (8), LASSONDE THIRD SUBDIVISION, CITY OF GRAND ISLAND, HALL COUNTY, NEBRASKA.

is hereby vacated. Such easement to be vacated is shown and more particularly described on Easement Vacate Exhibit A 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	▣ _____
April 10, 2020	▣ City Attorney

ORDINANCE NO. 9768 (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: April 14, 2020

Roger G. Steele, Mayor

Attest:

RaNae Edwards, City Clerk

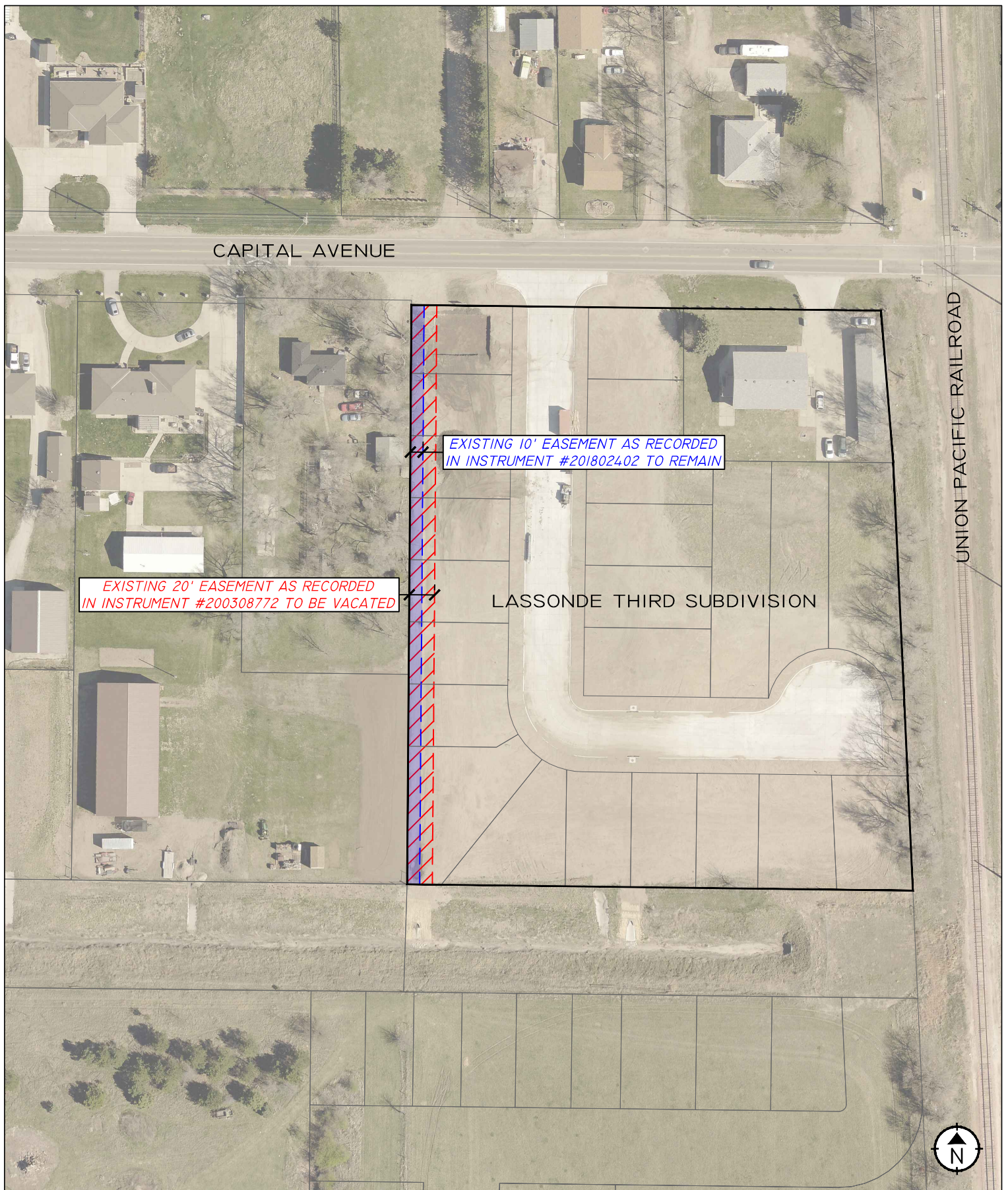


EXHIBIT A

VACATION OF EASEMENT
GRAND ISLAND, NEBRASKA

CITY OF
GRAND ISLAND
PUBLIC WORKS DEPARTMENT