



City of Grand Island

Tuesday, December 8, 2020

Council Session

Item F-2

#9809 - Consideration of Vacation of Public Utility Easements in Lewis Acres Subdivision; 3225 W Wildwood Drive (Station 31, LLC)

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

Council Agenda Memo

From: Keith Kurz PE, Assistant Public Works Director

Meeting: December 8, 2020

Subject: Consideration of Vacation of Public Utility Easements in Lewis Acres Subdivision; 3225 W Wildwood Drive (Station 31, LLC)

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

Background

Public utility easements within Lewis Acres Subdivision were filed with Hall County as Instrument No.'s 0200315058 and 0200305042. An application for vacation of such easements has been received by Public Works Administration.

Discussion

The current property owner of 3225 West Wildwood Drive is requesting to vacate such dedicated easements to allow for redevelopment of the area. There are no utilities currently or proposed within these easements that will be affected by the vacation. The attached sketch details the referenced easements 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 easements in Lewis Acres Subdivision; 3225 West Wildwood Drive (Station 31, LLC).

Sample Motion

Move to pass an ordinance vacating the easements.

ORDINANCE NO. 9809

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 easements located in Lewis Acres Subdivision, in the City of Grand Island, Hall County, Nebraska and more particularly described as follows:

ALL OF INSTRUMENT NO. 200315058, FILED ON NOVEMBER 17, 2003 AND INSTRUMENT NO. 200305042 FILED ON APRIL 24, 2003

is hereby vacated. Such easement to be vacated is shown and more particularly described on Easement Vacate 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.

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

Approved as to Form	▣ _____
December 4, 2020	▣ City Attorney

ORDINANCE NO. 9809 (Cont.)

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: December 8, 2020

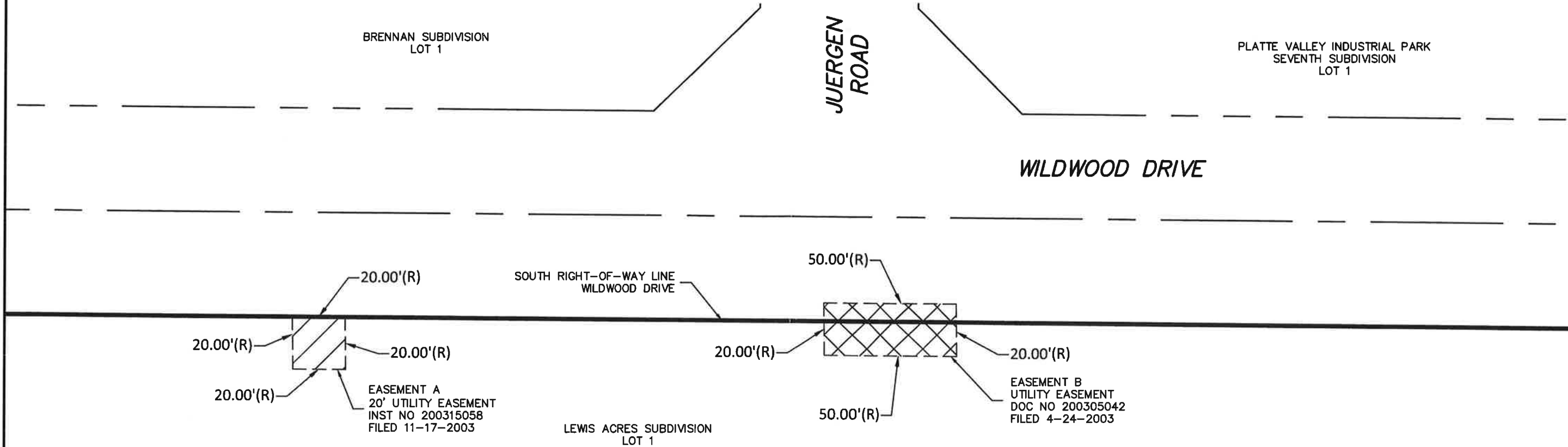
Roger G. Steele, Mayor

Attest:

RaNae Edwards, City Clerk

VACATE EXHIBIT

TWO EASEMENTS LOCATED IN LOT 1, LEWIS ACRES SUBDIVISION
HALL COUNTY, NEBRASKA



LEGAL DESCRIPTION

EASEMENT A



ALL OF INSTRUMENT NUMBER 200315058 FILED ON NOVEMBER 17, 2003

EASEMENT B



INSTRUMENT NUMBER 20030542 (TRACT 2) FILED ON APRIL 24, 2003.



LEGEND

- LOT LINE
- R RECORDED DISTANCE

DWG: F:\2020\2501-3000\020-2628\40-Design\Exhibits\EXHIBIT_VACATE EASEMENT_20-2628.dwg
 DATE: Nov 10, 2020 12:34pm
 USER: slongsine
 XREFS: V_XRWAY_0202628

PROJECT: 020-2628
DRAWN BY: SDL
DATE: 11-9-2020

EASEMENT VACATE EXHIBIT

olsson

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TEL 308.384.8750

FIGURE
F-1