



City of Grand Island

Tuesday, July 13, 2021

Council Session

Item F-3

#9838 - Consideration of Vacation of Public Utility Easement in King's Crossing Subdivision; 3416 S Locust Street (Bosselman Pump & Pantry, Inc.)

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

Council Agenda Memo

From: Keith Kurz PE, Assistant Public Works Director

Meeting: July 13, 2021

Subject: Consideration of Vacation of Public Utility Easement in King's Crossing Subdivision; 3416 S Locust Street (Bosselman Pump & Pantry, Inc.)

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

Background

A public utility easement within King's Crossing Subdivision was filed with Hall County Register of Deeds on October 25, 2018 as Document No. 201807069.

Discussion

The current property owner of 3416 S Locust Street is requesting to vacate such dedicated easement to allow for development of the area. There is no utility currently or proposed 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 public utility easement in King's Crossing Subdivision; 3416 S Locust Street (Bosselman Pump & Pantry, Inc.).

Sample Motion

Move to pass an ordinance vacating the easements.

ORDINANCE NO. 9838

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 Part of Lot 2, King's Crossing Subdivision, in the City of Grand Island, Hall County, Nebraska and more particularly described as follows:

COMMENCING AT A SOUTHWEST CORNER OF SAID LOT 2, SAID POINT ALSO BEING THE POINT OF BEGINNING; THENCE ON AN ASSUMED BEARING OF N00°12'32"W, ALONG A WEST LINE OF SAID LOT 2 A DISTANCE OF 166.69 FEET TO A POINT OF CURVATURE; THENCE AROUND A CURVE IN A COUNTER CLOCKWISE DIRECTION, HAVING A DELTA ANGLE OF 60°22'55", A RADIUS OF 193.00 FEET, A CHORD BEARING N30°25'05"W A CHORD DISTANCE OF 194.11 FEET; THENCE N29°23'28"E A DISTANCE OF 20.00 FEET TO A POINT OF CURVATURE; THENCE AROUND A CURVE IN A CLOCKWISE DIRECTION HAVING A DELTA ANGLE OF 60°22'55", A RADIUS OF 213.00 FEET AND A CHORD BEARING S30°25'02"E A CHORD DISTANCE OF 214.23 FEET; THENCE S00°12'32"E, PARALLEL WITH SAID WEST LINE, A DISTANCE OF 166.75 FEET TO A POINT ON THE SOUTH LINE OF SAID LOT 2, ALSO BEING THE NORTH RIGHT-OF-WAY LINE OF LAKE STREET; THENCE S89°57'59"W A DISTANCE OF 20.00 FEET

Approved as to Form	<input type="checkbox"/>	_____
July 9, 2021	<input type="checkbox"/>	City Attorney

ORDINANCE NO. 9838 (Cont.)

*TO THE POINT OF BEGINNING. SAID UTILITY EASEMENT VACATE
CONTAINS 7613.03 SQUARE FEET OR 0.175 ACRES MORE OR LESS*

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.

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 13, 2021

Roger G. Steele, Mayor

Attest:

RaNae Edwards, City Clerk

