



City of Grand Island

Tuesday, September 14, 2021

Council Session

Item F-6

#9849 - Consideration of Vacation of Public Sanitary Sewer Easement in Bosselman Crossing Subdivision; 3436 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: September 14, 2021

Subject: Consideration of Vacation of Public Sanitary Sewer Easement in Bosselman Crossing Subdivision; 3436 S Locust Street (Bosselman Pump & Pantry, Inc.)

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

Background

A public sanitary sewer easement within Bosselman Crossing Subdivision was filed with Hall County Register of Deeds on August 9, 2021 as Document No. 202106775.

Discussion

Public easements were dedicated with the original plat of Bosselman Crossing Subdivision, before site design was complete. The initial location of the sanitary sewer easement was estimated and needs to be relocated, therefore City Council is being asked at tonight's meeting to vacate the initial easement and acquire a new one in the appropriate location. A sketch is attached to show the easement area.

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 sanitary sewer easement in Bosselman Crossing Subdivision; 3436 S Locust Street (Bosselman Pump & Pantry, Inc.).

Sample Motion

Move to pass an ordinance vacating the easement.

ORDINANCE NO.

An ordinance to vacate an existing public sanitary sewer 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 sanitary sewer easement located in Bosselman Crossing Subdivision, in the City of Grand Island, Hall County, Nebraska and more particularly described as follows:

VACATE A 20 FT SANITARY EASEMENT LOCATED IN PART OF LOTS 1 AND 2, BOSSELMAN CROSSING SUBDIVISION IN THE CITY OF GRAND ISLAND, HALL COUNTY, NEBRASKA AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A SOUTHWEST CORNER OF LOT 1, BOSSELMAN CROSSING SUBDIVISION; THENCE ON AN ASSUMED BEARING OF N89°57'59"E, ALONG THE SOUTH LINE OF SAID LOT 1 AND ALSO BEING THE NORTH RIGHT-OF-WAY LINE OF LAKE STREET; A DISTANCE OF 20.00 FEET SAID POINT ALSO BEING THE POINT OF BEGINNING; THENCE N00°12'32"W A DISTANCE OF 166.53 FEET; THENCE N01°05'52"W A DISTANCE OF 207.60 FEET; THENCE N89°57'59"E A DISTANCE OF 20.00 FEET; THENCE S01°05'52"E A DISTANCE OF 207.39 FEET; THENCE S00°12'32"E A DISTANCE OF 166.75 FEET TO A POINT ON SAID SOUTH LINE OF LOT 1 AND SAID NORTH RIGHT-OF-WAY LINE OF LAKE STREET; THENCE S89°57'59"W, ALONG SAID SOUTH LINE, A DISTANCE OF 20.00

Approved as to Form	☐ _____
September 13, 2021	☐ City Attorney

ORDINANCE NO. _____ (Cont.)

*FEET TO THE POINT OF BEGINNING. SAID SANITARY EASEMENT VACATE
CONTAINS 7482.76 SQUARE FEET OR 0.172 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: September 14, 2021

Roger G. Steele, Mayor

Attest:

RaNae Edwards, City Clerk

