



# City of Grand Island

Tuesday, October 12, 2021

Council Session

## Item F-5

**#9854 - Consideration of Vacation of Public Utility Easement in R.W. Rasmussen Third Subdivision; 2711 Riverside Drive (Jason W. Hornady)**

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

# **Council Agenda Memo**

**From:** Keith Kurz PE, Assistant Public Works Director

**Meeting:** October 12, 2021

**Subject:** Consideration of Vacation of Public Utility Easement in R.W. Rasmussen Third Subdivision; 2711 Riverside Drive (Jason W. Hornady)

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

## **Background**

A public utility easement within R.W. Rasmussen Third Subdivision was filed with Hall County Register of Deeds on September 10, 2021 as Document No. 202107723.

## **Discussion**

Public easements were dedicated with the original plat of R.W. Rasmussen Third Subdivision, before site design was complete. The initial location of the public utility 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 utility easement in R.W. Rasmussen Third Subdivision; 2711 Riverside Drive (Jason W. Hornady).

## **Sample Motion**

Move to pass an ordinance vacating the easement.

ORDINANCE NO. 9854

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 R.W. Rasmussen Third Subdivision, in the City of Grand Island, Hall County, Nebraska and more particularly described as follows:

*A TRACT OF LAND COMPRISING ALL OF LOT ONE (1) R.W. RASMUSSEN THIRD SUBDIVISION, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:*

*COMMENCING AT THE NORTHWEST CORNER OF SAID LOT ONE (1), THENCE S83°43'27"E, A DISTANCE OF 138.87' TO THE POINT OF BEGINNING, THENCE S83°43'27"E, A DISTANCE OF 21.13', THENCE S00°00'00"E, A DISTANCE OF 112.37', THENCE N90°00'00"W, A DISTANCE OF 21.00', THENCE N00°00'00"E, A DISTANCE OF 114.67' FEET TO THE POINT OF BEGINNING.*

is hereby vacated. Such easement to be vacated is shown and more particularly described on Easement Vacate Exhibit 1 attached hereto.

Approved as to Form	☐ _____
October 21, 2021	☐ City Attorney

ORDINANCE NO. 9854 (Cont.)

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: October 12, 2021

\_\_\_\_\_  
Roger G. Steele, Mayor

Attest:

\_\_\_\_\_  
RaNae Edwards, City Clerk





## EASEMENT VACATION

LOT I R. W. RASMUSSEN THIRD SUBDIVISION  
GRAND ISLAND, NEBRASKA

**CITY OF**  
**GRAND ISLAND**  
**PUBLIC WORKS DEPARTMENT**



*Riverside Drive*

*North Channel*

*Platte River*

*Third Subdivision*

**Lot 1**

*Rasmusen*

*R.W.*

187.32' A (187.15' R)

148.90'

56.90' A (56.54' R)

129.88 P (130.00' R)

176.13' A (176.10' R)

S 83°43'27" E 138.87'

P.O.B.

N 00°00'00" E 114.67'

N 90°00'00" W 21.00'

S 00°00'00" E 112.37'

21.13'

S 83°43'27" E

60.48' A & R

226.74'

266.42' A (254.10' R)

39.68'

25.55' R

126.18' R

83.74' R

38.42'

Scale: 1" = 60'

INITIAL POINT SURVEYING LLC 410 S. Webb Rd.; Suite 4B Grand Island, NE 68803 308-383-6754 Cell 308-675-4141 Office			
LOCATION: 2711 Riverside Drive Easement Vacation			
Lot 1 R.W. Rasmussen Third Subdivision			
SCALE: 1" = 60' PROJECT NO.: 19-079	DATE: 9-27-21	DRAWN: Brent C.	PAGE: 1 OF 1
DRAWING NO.: 19-079	REVISION: 8-30-21		