

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 (JasonW. 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 ¤

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.

RaNae Edwards, City Clerk

	Enacted: October 12, 2021		
Attest:		Roger G. Steele, Mayor	



EASEMENT VACATION

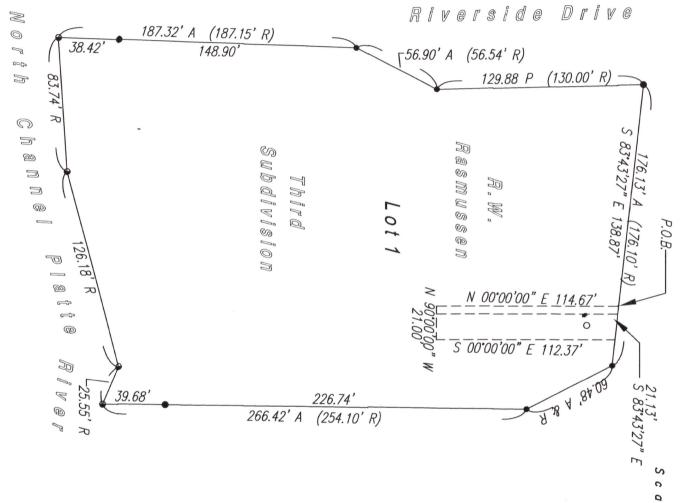
LOT I R. W. RASMUSSEN THIRD SUBDIVISION GRAND ISLAND, NEBRASKA



EASEMENT VACATION



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INITIAL POINT SURVEYING LLC
410 S. Webb Rd.; Suite 4B
Grand Island, NE 68803
308-383-675-4141 Office
308-675-4141 Office
2711 Riverside Drive
Easement Vacation
Lot 1 R.W. Rasmussen
Third Subdivision

UE AT AS:
1" = 60" DATE:
9-27-21 DEWN:
1 DATE:

I hereby certify that to the best of my know accompanying plat is from an accurate st

property

Surveyor's

Certificate

point of beginning.

a distance of 138.87' to the point of begining, thence S 83°43'27" E, a distance of

a distance of 112.37' feet, thence N 90°00'00" W, a

Commencing at the Northwest Corner of Said Lot One (1), thence S 83°43'27" E,

being more particularly described as follows:

Description

A tract of land comprising all of Lot One (1) R.W. Rasmussen Third Subdivision,

distance of 21.00' feet, thence N 00°00'00" E, a distance of 114.67' feet to the

13', Thence S 00°00'00" E,

19-079

tes 1/2" Iron Pipe Found Unless Otherwise Noted tes 1/2" Iron Pipe w/Survey Cap Placed Unless Otherwise Noted to Locate Corner Falls in Water tes ACTUAL Distance tes RECORDED Distance

Land Surveyor No.