



City of Grand Island

Tuesday, April 26, 2022

Council Session

Item G-9

#2022-110 - Approving Acquisition of Utility Easement - 3732 W. Husker Highway (Innate Development 2, LLC)

This item relates to the aforementioned Public Hearing item E-1.

Staff Contact: Tim Luchsinger, Stacy Nonhof

RESOLUTION 2022-110

WHEREAS, a public utility easement is required by the City of Grand Island from Innate Development 2, LLC, to survey, construct, inspect, maintain, repair, replace, relocate, extend, remove, and operate thereon, public utilities and appurtenances, including power lines; and

WHEREAS, a public hearing was held on April 26, 2022, for the purpose of discussing the proposed acquisition of a Ten (10.0) foot wide easement and right-of-way tract located through a part of Southeast Quarter of the Southwest Quarter (SE1/4, SW1/4), of Section Twenty-Five (25), Township Eleven (11) North, Range Ten (10) West of the 6th PM and through a part of Outlot A, Legacy 34 First Subdivision, in the City of Grand Island, Hall County, Nebraska, and more particularly described as follows:

TRACT 1 (EXHIBIT A)

Commencing at the Southeast corner of the Southeast Quarter of the Southwest Quarter (SE1/4, SW1/4) of Section Twenty-Five (25), Township Eleven (11) North, Range Ten (10) West of the 6th PM, in the City of Grand Island, Hall County, Nebraska; thence on an assumed bearing of N00°02'37"E, along the West line of said Southeast Quarter of the Southwest Quarter (SE1/4, SW1/4), a distance of sixty and nine hundredths (60.09) feet to a point on the North line of an existing twenty (20.0) foot wide Utility Easement as described in Instrument #96-103765, recorded in the Hall County Register of Deeds Office, Grand Island, Nebraska, said point also being the ACTUAL Point of Beginning; thence continuing N00°02'37"E along said West line of the Southeast Quarter of the Southwest Quarter (SE1/4, SW1/4), a distance of ten (10.0) feet; thence N89°08'25"E, a distance of one thousand one hundred and seven (1,107) feet to a point on the West line of Legacy 34 First Subdivision; thence S02°27'17"E along said West line of Legacy 34 First Subdivision, a distance of ten (10.0) feet to a point on the said North line of and existing twenty (20.0) foot wide Utility Easement; thence S89°08'25"W, along said North line of an existing twenty (20.0) foot wide Utility Easement, a distance of one thousand one hundred seven and forty-three hundredths (1,107.43) feet to the Point of Beginning.

TRACT 2 (EXHIBIT B)

Commencing at the Southwest corner of Outlot A, Legacy 34 First Subdivision in the City of Grand Island, Hall County, Nebraska; thence on an assumed bearing of N02°27'17"W, along the West line of said Outlot A, a distance of fifteen and one hundredth (15.01) feet to the North line of an existing twenty (20.0) foot wide Utility Easement as described in Instrument #96-103765, recorded in the Hall County Register of Deeds Office, Grand Island, Nebraska, said point also being the ACTUAL Point of Beginning; thence continuing N02°27'17"W, along said West line of Outlot A, a distance of ten (10.0) feet; thence N89°08'25"E a distance of two hundred twenty-two and twelve hundredths (222.12) feet to a

Approved as to Form	□
April 22, 2022	□ City Attorney

point on the East line of the Southeast Quarter of the Southwest Quarter (SE1/4, SW1/4) of Section Twenty-Five (25), Township Eleven (11) North, Range Ten (10) West of the 6th PM; thence S00°15'06"E along said East line of the Southeast Quarter of the Southwest Quarter (SE1/4, SW1/4), a distance of ten (10.0) feet to a point on said North line an existing twenty (20.0) foot wide Utility Easement; thence S89°08'25"W, along the said North line of an existing twenty (20.0) foot wide Utility Easement, a distance of two hundred twenty-one and seventy-three hundredths (221.73) feet to the Point of Beginning.

The above-described easements and right-of-way containing a combined total of .305 acres, more or less, as shown on the plats dated 3/3/2022, marked Exhibit "A" and Exhibit "B" attached hereto and incorporated herein by reference.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the City of Grand Island be, and hereby is, authorized to acquire a public utility easement from Innate Development 2, LLC, on the above-described tract of land.

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Adopted by the City Council of the City of Grand Island, Nebraska, April 26, 2022.

Roger G. Steele, Mayor

Attest:

RaNae Edwards, City Clerk



