



City of Grand Island

Tuesday, November 26, 2013

Council Session

Item F-2

**#9460 - Consideration of Vacation of a Utility Easement Located in
Woodland Park 12th Subdivision (Hastings Ventures, LLC)**

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

Council Agenda Memo

From: Terry Brown PE, Manager of Engineering Services

Meeting: November 26, 2013

Subject: Consideration of Vacation of a Utility Easement Located in Woodland Park 12th Subdivision (Hastings Ventures, LLC)

Item #'s: F-2

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

Background

Twenty (20) feet wide drainage/utility easements were dedicated on September 12, 2012 within the Woodland Park 12th Subdivision. Such easements are not necessary to accommodate existing or proposed drainage or utilities.

Discussion

The developer/property owner of Woodland Park 12th Subdivision is requesting to vacate two (2), twenty (20) feet wide, drainage/utility easements running east and west through four lots. There are not any utilities currently within this easement that would be affected by this vacation. The attached sketch details the referenced easements 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 twenty (20) foot easements located in Woodland Park 12th Subdivision.

Sample Motion

Move to approve an ordinance vacating the easements.

ORDINANCE NO. 9460

An ordinance to vacate existing drainage/utility easements 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 a portion of drainage/existing utility easements within Woodland Park 12th Subdivision in Grand Island, Hall County, Nebraska, more particularly described as follows:

Lot 1, Block 2, Woodland Park 12th Subdivision: A drainage/utility easement to be vacated being the south 10 feet of Lot 1, Block 2, Woodland Park Twelfth Subdivision; excluding the west 5 feet and the east 20 feet of said Lot 1; and

Lot 2, Block 2, Woodland Park 12th Subdivision: A drainage/utility easement to be vacated being the north 10 feet of Lot 2, Block 2, Woodland Park Twelfth Subdivision; excluding the west 5 feet and the east 20 feet of said Lot 2; and

Lot 4, Block 2, Woodland Park 12th Subdivision: A drainage/utility easement to be vacated being the south 10 feet of Lot 4, Block 2, Woodland Park Twelfth Subdivision; excluding the west 5 feet and the east 20 feet of said Lot 4; and

Approved as to Form	by _____
November 22, 2013	City Attorney

ORDINANCE NO. 9260 (Cont.)

Lot 5, Block 2, Woodland Park 12th Subdivision: A drainage/utility easement to be vacated being the north 10 feet of Lot 5, Block 2, Woodland Park Twelfth Subdivision; excluding the west 5 feet and the east 20 feet of said Lot 5;

are hereby vacated. Such easements to be vacated are shown and more particularly described on

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.

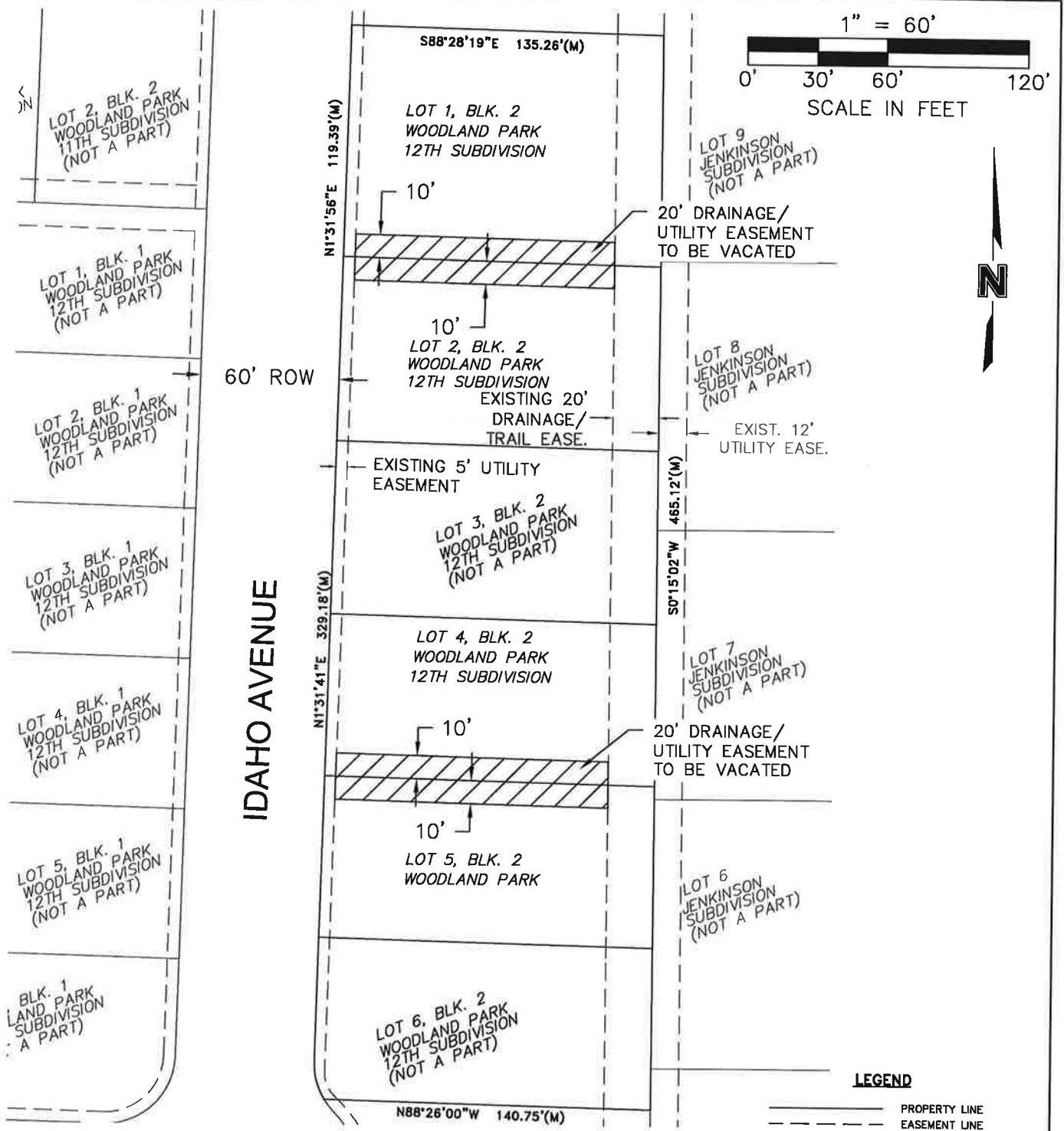
Enacted: November 26, 2013.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk

DWG: F:\projects\012-0865\SRVY 2013\Final_Plats\0120865_EASEMENTS.dwg USER: jjimenez
 DATE: Oct 31, 2013 11:18am XREFS: 0120865_XBASE 14th Sub 040242_xrow



A DRAINAGE/UTILITY EASEMENT VACATION IN LOT 1, BLOCK 2, WOODLAND PARK 12TH SUB.
 A DRAINAGE/ UTILITY EASEMENT TO BE VACATED BEING THE SOUTH 10 FEET OF LOT 1, BLOCK 2, WOODLAND PARK TWELFTH SUBDIVISION; EXCLUDING THE WEST 5 FEET AND THE EAST 20 FEET OF SAID LOT 1.

A DRAINAGE/UTILITY EASEMENT VACATION IN LOT 2, BLOCK 2, WOODLAND PARK 12TH SUB.
 A DRAINAGE/ UTILITY EASEMENT TO BE VACATED BEING THE NORTH 10 FEET OF LOT 2, BLOCK 2, WOODLAND PARK TWELFTH SUBDIVISION; EXCLUDING THE WEST 5 FEET AND THE EAST 20 FEET OF SAID LOT 2.

A DRAINAGE/UTILITY EASEMENT VACATION IN LOT 4, BLOCK 2, WOODLAND PARK 12TH SUB.
 A DRAINAGE/ UTILITY EASEMENT TO BE VACATED BEING THE SOUTH 10 FEET OF LOT 4, BLOCK 2, WOODLAND PARK TWELFTH SUBDIVISION; EXCLUDING THE WEST 5 FEET AND THE EAST 20 FEET OF SAID LOT 4.

A DRAINAGE/UTILITY EASEMENT VACATION IN LOT 5, BLOCK 2, WOODLAND PARK 12TH SUB.
 A DRAINAGE/ UTILITY EASEMENT TO BE VACATED BEING THE NORTH 10 FEET OF LOT 5, BLOCK 2, WOODLAND PARK TWELFTH SUBDIVISION; EXCLUDING THE WEST 5 FEET AND THE EAST 20 FEET OF SAID LOT 5.

LEGEND

————— PROPERTY LINE

- - - - - EASEMENT LINE

EASEMENT VACATE AREA

PROJECT NO: 2012-0865	EASEMENT VACATION		201 East 2nd Street P.O. Box 1072 Grand Island, NE 68802-1072 TEL 308.384.8750 FAX 308.384.8752	EXHIBIT
DRAWN BY: JMJ				
DATE: 10/30/13				1