



# City of Grand Island

Tuesday, April 22, 2014

Council Session

## Item E-6

**Public Hearing on Acquisition of Public Right-of-Way in Section 24, Township 11 North, Range 10 (Chief Industries, Inc.)**

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

# Council Agenda Memo

**From:** Terry Brown PE, Assistant Public Works Director

**Meeting:** April 22, 2014

**Subject:** Public Hearing on Acquisition of Public Right-of-Way in Section 24, Township 11 North, Range 10 (Chief Industries, Inc.)

**Item #'s:** E-6 & G-14

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

## Background

Street Improvement District No. 1261; Westgate Road – North Road East to Paved Section of Westgate Road, was created by the City Council on April 23, 2013. In order for this district to be constructed the City needs to acquire public right-of-way, as shown on the attached sketch.

Nebraska State Statutes stipulate that the acquisition of property requires a public hearing to be conducted with the acquisition approved by the City Council.

## Discussion

Engineering staff of the Public Works Department have worked with the property owner, who has agreed to donate this piece of right-of-way to the City to construct property access for Street Improvement District No. 1261. This public right-of-way will provide sufficient space to construct a proper radius for the street and allow for improved drainage by connecting the initial phase of the Moores Creek Drainway to the Westgate Industrial Park Road 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

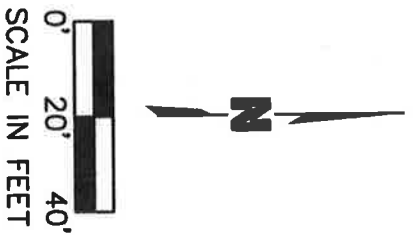
4. Take no action on the issue

### **Recommendation**

City Administration recommends that the Council conduct a Public Hearing and approve acquisition of the public right-of-way.

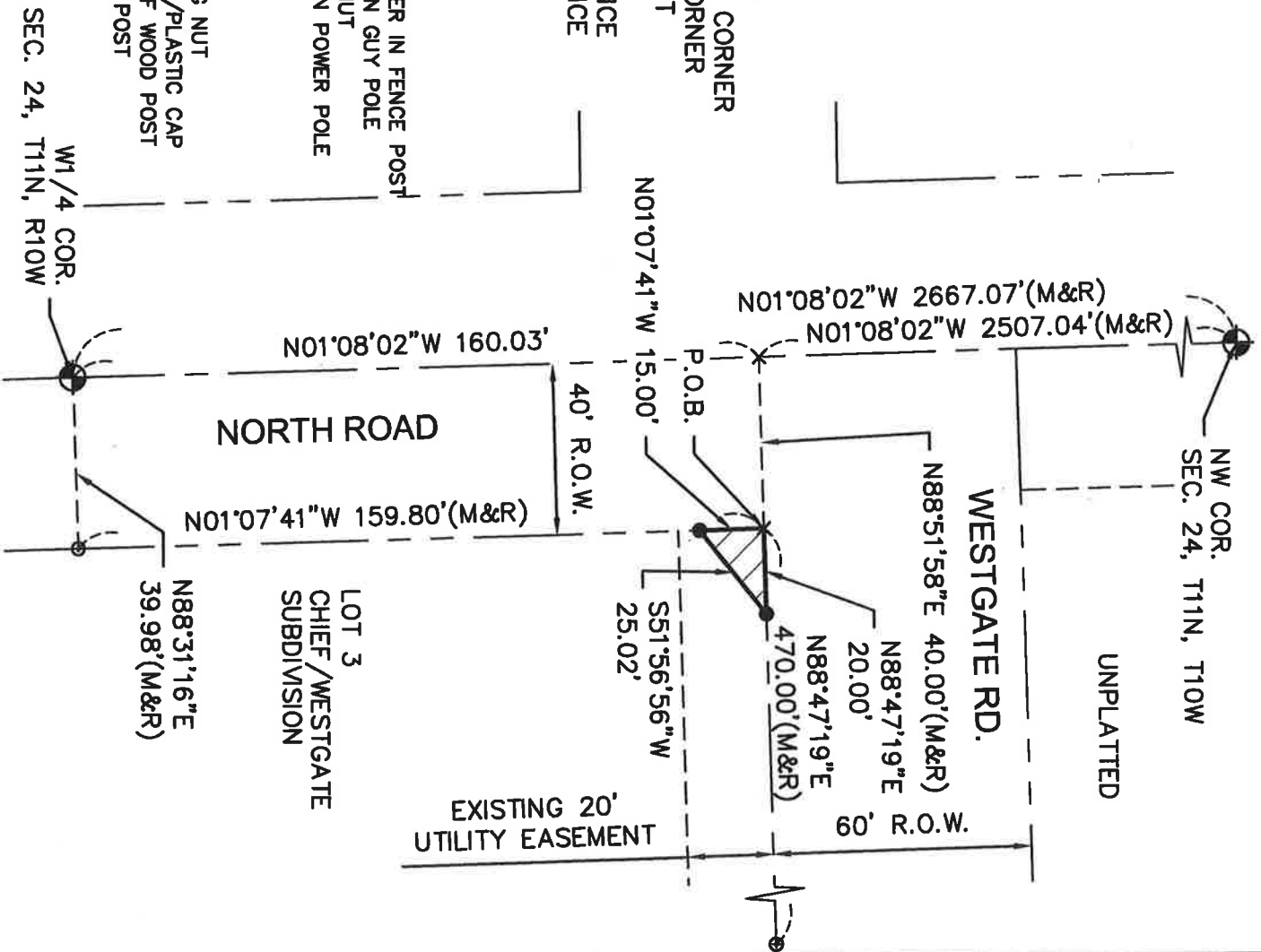
### **Sample Motion**

Move to conduct a Public Hearing and approve the acquisition of the public right-of-way.



- LEGEND**
- ⊙ FOUND PROPERTY CORNER
  - SET PROPERTY CORNER
  - × CALCULATED POINT
  - ⊕ SECTION CORNER
  - (M) MEASURED DISTANCE
  - (R) RECORDED DISTANCE

- SECTION CORNER TIES**
- NW COR. SEC. 24, T11N, R10W
  - FOUND ALUMINUM CAP
  - 45.80' NW TO MAG NAIL W/WASHER IN FENCE POST
  - 53.88' TO MAG NAIL W/WASHER IN GUY POLE
  - 69.57' TO HYDRANT OPERATING NUT
  - 51.76' TO MAG NAIL W/WASHER IN POWER POLE
  - W1/4 COR. SEC. 24, T11N, R10W
  - FOUND ALUMINUM CAP
  - 39.98' E TO FOUND 1/2" PIPE
  - 32.62' W TO HYDRANT OPERATING NUT
  - 39.96' W TO FOUND 1/2" PIPE W/PLASTIC CAP
  - 34.06' E TO RED HEAD IN TOP OF WOOD POST
  - 40.31' W TO MAG NAIL IN FENCE POST



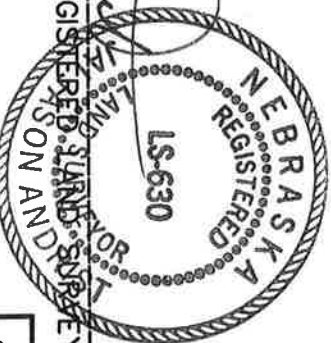
**LEGAL DESCRIPTION**

A TRACT OF LAND CONSISTING OF PART OF LOT 3 OF CHIEF/WESTGATE SUBDIVISION, LOCATED IN THE NORTHWEST QUARTER (NW1/4) OF SECTION 24, TOWNSHIP 11 NORTH, RANGE 10 WEST OF THE 6TH P.M., CITY OF GRAND ISLAND, HALL COUNTY, NEBRASKA, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE WEST QUARTER CORNER (W1/4 COR.) OF SAID SECTION 24; THENCE ON AN ASSUMED BEARING OF N88°31'16"E A DISTANCE OF 39.98 FEET TO A POINT ON THE EAST RIGHT-OF-WAY (R.O.W.) LINE OF NORTH ROAD, SAID LINE ALSO BEING THE WEST LINE OF SAID CHIEF/WESTGATE SUBDIVISION; THENCE N01°07'41"W ALONG SAID EAST R.O.W. LINE A DISTANCE OF 159.80 FEET TO THE POINT OF INTERSECTION OF SAID EAST R.O.W. LINE AND THE SOUTH R.O.W. LINE OF WESTGATE ROAD, SAID POINT ALSO BEING THE NORTHWEST CORNER OF SAID LOT 3 AND THE POINT OF BEGINNING; THENCE N88°47'19"E ALONG SAID SOUTH R.O.W. LINE A DISTANCE OF 20.00 FEET; THENCE S51°56'56"W A DISTANCE OF 25.02 FEET TO A POINT ON THE EAST R.O.W. LINE OF NORTH ROAD; THENCE N01°07'41"W ALONG SAID EAST R.O.W. LINE A DISTANCE OF 15.00 FEET TO THE POINT OF BEGINNING. SAID TRACT CONTAINS 150.00 SQUARE FEET MORE OR LESS.

DWG: F:\projects\013-2010\\_PBIN\Final\_Plat\0132010\_ROW-WESTGATE.dwg USER: jjimenez  
 DATE: Mar 05, 2014 4:43pm XREFS: 0132010-ROW 0132010\_XTOPO

*David Aaron Anderson*  
 DAI JASON ANDRIST, NEBRASKA REGISTERED LAND SURVEYOR NO. LS-630  
 DATE March 5th, 2014



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