



# City of Grand Island

Tuesday, September 9, 2014

Council Session

## Item E-8

**Public Hearing on Acquisition of Drainage Easement in Section 12,  
Township 11 North, Range 10 (Blender, LLC – 3812 W 13th St)**

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

# Council Agenda Memo

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

**Meeting:** September 9, 2014

**Subject:** Public Hearing on Acquisition of Drainage Easement in Section 12, Township 11 North, Range 10 (Blender, LLC – 3812 W 13<sup>th</sup> St)

**Item #'s:** E-8 & G-15

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

## Background

A request was made to grade the ditch along the north side of 13<sup>th</sup> Street, abutting Summerfield Estates, for improved drainage. The existing drainway has very steep, unmaintainable slopes to permit grading of this area.

A drainage easement needs to be dedicated along the north side of 13<sup>th</sup> Street, along 3812 West 13<sup>th</sup> Street, to allow for proper drainage.

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

This easement will allow for drainage maintenance along the 13<sup>th</sup> Road north ditch, by providing a wider grass roadway shoulder and establishing safer side slopes after the ditch is graded. The new easement will be a total of ten (10) feet wide, as shown on the attached drawing. The property owner has signed & returned the necessary easement document. There will be no compensation to the property owner for such easement.

## 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

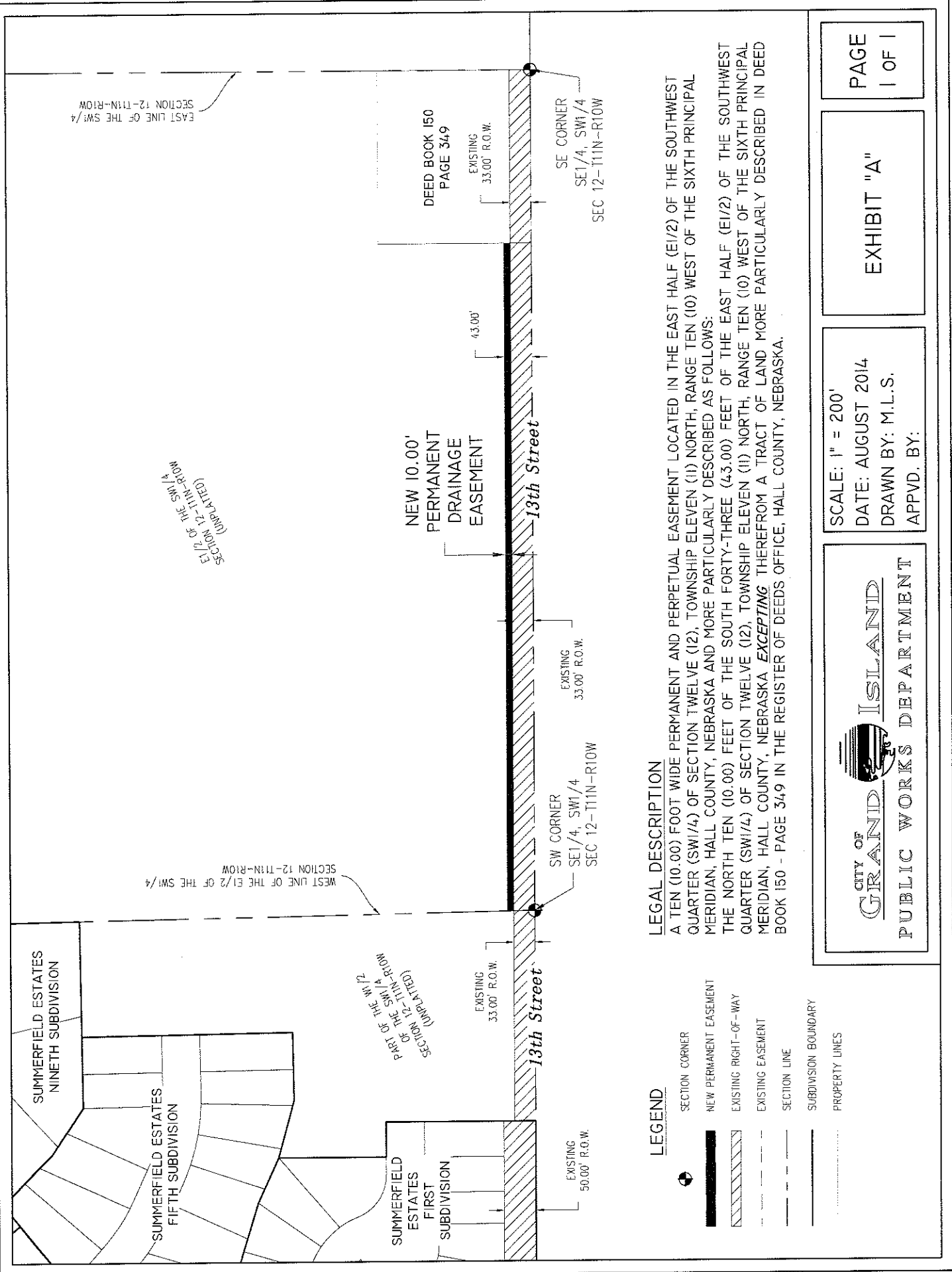
3. Postpone the issue to future date
4. Take no action on the issue

### **Recommendation**

City Administration recommends that the Council conduct a Public Hearing and approve acquisition of the drainage easement from Blender, LLC in Section 12, Township 11 North, Range 10.

### **Sample Motion**

Move to approve the acquisition of the drainage easements.



**LEGAL DESCRIPTION**

A TEN (10.00) FOOT WIDE PERMANENT AND PERPETUAL EASEMENT LOCATED IN THE EAST HALF (E1/2) OF THE SOUTHWEST QUARTER (SW1/4) OF SECTION TWELVE (12), TOWNSHIP ELEVEN (11) NORTH, RANGE TEN (10) WEST OF THE SIXTH PRINCIPAL MERIDIAN, HALL COUNTY, NEBRASKA AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:  
 THE NORTH TEN (10.00) FEET OF THE SOUTH FORTY-THREE (43.00) FEET OF THE EAST HALF (E1/2) OF THE SOUTHWEST QUARTER (SW1/4) OF SECTION TWELVE (12), TOWNSHIP ELEVEN (11) NORTH, RANGE TEN (10) WEST OF THE SIXTH PRINCIPAL MERIDIAN, HALL COUNTY, NEBRASKA *EXCEPTING* THEREFROM A TRACT OF LAND MORE PARTICULARLY DESCRIBED IN DEED BOOK 150 - PAGE 349 IN THE REGISTER OF DEEDS OFFICE, HALL COUNTY, NEBRASKA.

**LEGEND**

- SECTION CORNER
- ▬ NEW PERMANENT EASEMENT
- ▨ EXISTING RIGHT-OF-WAY
- ▬ EXISTING EASEMENT
- SECTION LINE
- SUBDIVISION BOUNDARY
- PROPERTY LINES

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1 OF 1

EXHIBIT "A"

SCALE: 1" = 200'  
 DATE: AUGUST 2014  
 DRAWN BY: M.L.S.  
 APPVD. BY:

