



City of Grand Island

Tuesday, September 9, 2014

Council Session

Item F-8

#9501 - Consideration of Vacation of a Utility Easement Located in Skag-Way Second Subdivision (Super Market Developers, Inc.)

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: Consideration of Vacation of a Utility Easement Located in Skag-Way Second Subdivision (Super Market Developers, Inc.)

Item #'s: F-8

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

Background

A utility easement was dedicated by Grant of Right-of-Way, which was filed on June 5, 1956 in the former Home Subdivision. Such easement is not necessary to accommodate existing or proposed utilities and vacating it will support the redevelopment at 620 West State Street.

Discussion

The developer/property owner of Super Market Developers, Inc. is requesting to vacate the originally dedicated easement. There are no utilities currently within this easement that will be affected by this vacation. The attached sketch details the referenced easement 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 easement located in Skag-Way Second Subdivision.

Sample Motion

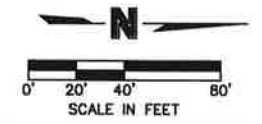
Move to pass an ordinance vacating the easement.

BROADWELL AVENUE

STATE STREET

EXISTING 8" ELECTRICAL
EASEMENT TO BE VACATED

LOT 1, SKAGWAY
SECOND SUBDIVISION



UTILITY EXHIBIT

OLSSON
ASSOCIATES

201 East 2nd Street
P.O. Box 1072
Grand Island, NE 68802-1072
TEL 308.364.8750
FAX 308.364.8752 www.olssonassociates.com

DWG: F:\projects\014-0304\PBIN\Exhibits\0140304_Elec Easement\Utility Exhibit.dwg
DATE: May 02, 2014 10:46am
USER: zloomis
XREFS: 0140304_XTOPO 0140304_ROW

ORDINANCE NO. 9501

An ordinance to vacate existing 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 an existing utility easement within Skag-Way Second Subdivision in Grand Island, Hall County, Nebraska, more particularly described as follows:

A PERMANENT ELECTRICAL EASEMENT AS DESCRBED IN GRANT OF RIGHT OF WAY FILED JUNE 5, 1956 IN MISCELLANEOUS BOOK 3, PAGES 627 THROUGH 631, ORIGINALLY LOCATED IN LOTS 16 AND 17 OF HOME SUBDIVISION IN THE CITY OF GRAND ISLAND, HALL COUNTY, NEBRASKA, NOW LOCATED IN LOT 1 OF SKAG-WAY SECOND SUBDIVISION IN THE CITY OF GRAND ISLAND, HALL COUNTY, NEBRASKA AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A NORTHWESTERLY CORNER OF SAID LOT 1, SAID POINT ALSO BEING ON THE EAST RIGHT-OF-WAY (R.O.W.) LINE OF BROADWELL AVENUE; THENCE ON AN ASSUMED BEARING OF S00°49'44"E ALONG SAID EAST R.O.W. LINE A DISTANCE OF 125.56 FEET TO THE POINT OF BEGINNING; THENCE N89°33;52"E A DISTANCE OF 135.97 FEET; THENCE S00°48'56"E A DISTANCE OF 214.00 FEET; THENCE S89°11'04"W A DISTANCE OF 8.00 FEET; THENCE N00°48'56"W A DISTANCE OF 206.05 FEET; THENCE S89°33'52"W A DISTANCE OF 128.03 FEET TO

Approved as to Form	☐ _____
September 5, 2014	☐ City Attorney

ORDINANCE NO. 9501 (Cont.)

A POINT ON SAID EAST R.O.W. LINE; THENCE N00°26'08"W ALONG SAID EAST R.O.W. LINE A DISTANCE OF 8.00 FEET TO THE POINT OF BEGINNING.

is hereby vacated. Such easement to be vacated is shown and more particularly described on Exhibit A 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.

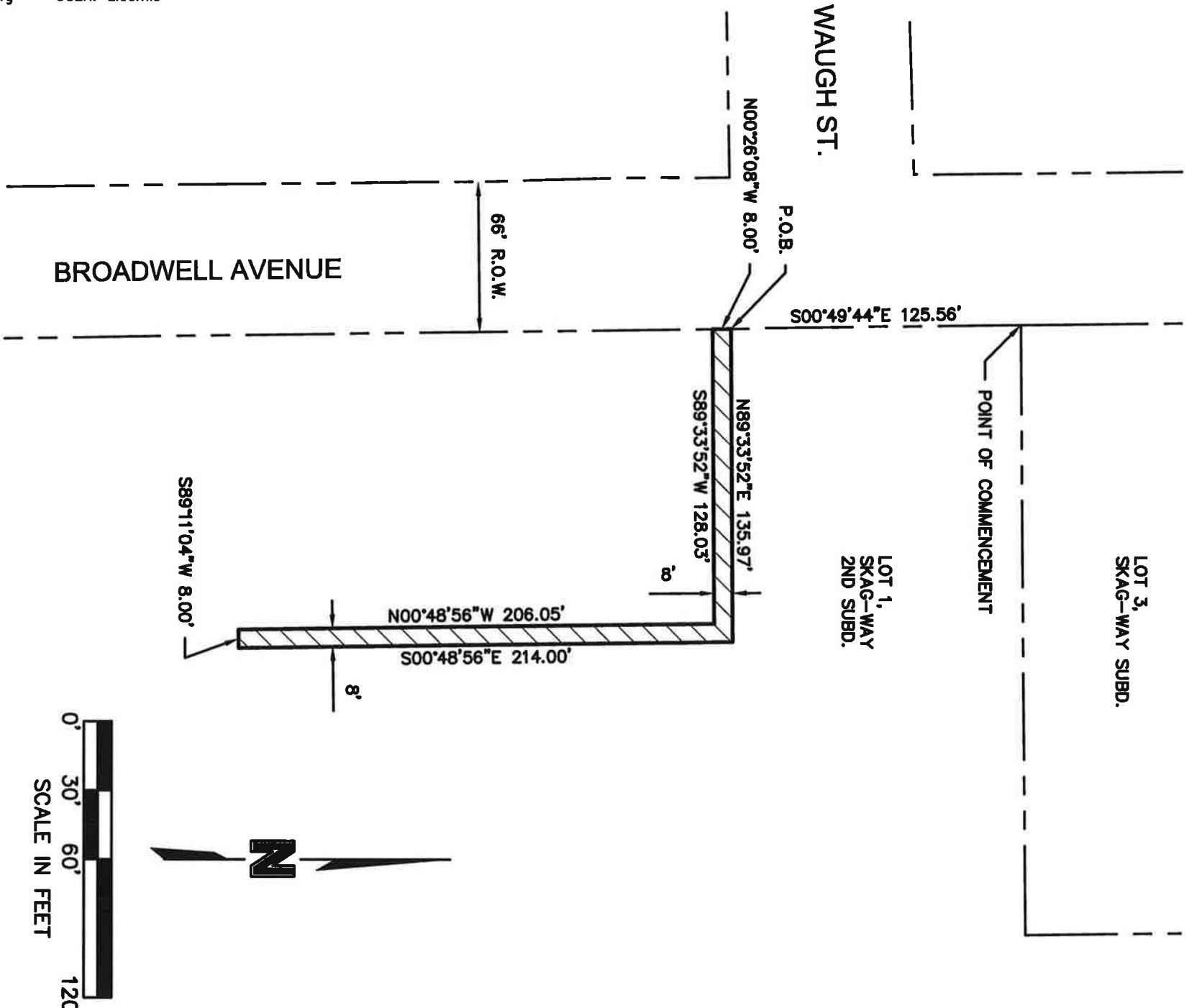
Enacted: September 9, 2014

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk

EASEMENT VACATION



EASEMENT DESCRIPTION

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