



# City of Grand Island

Tuesday, January 27, 2004

Council Session

## Item F2

### **#8886 - Ordinance on Vacation of Conservation Easement Along Webb Road Between NE Highway 2 and US Highway 281**

*This ordinance will vacate the Conservation Easements that were placed on lots 1-10 of Timberline Subdivision located west of Webb Road and North of Nebraska Highway 2. These easements will be replaced with Septic System Easements of a larger size in a different place on the lot. Moving the easements will make it possible to put a larger structure on the lot.*

Staff Contact: Chad Nabity

\* This Space Reserved for Register of Deeds \*

ORDINANCE NO. 8886

An ordinance to vacate existing easements located in a part of Lots One (1) through Ten (10), inclusive, Timberline Subdivision in the City of Grand Island, Hall County, Nebraska; to provide for filing this ordinance in the office of the Register of Deeds of Hall County; and to provide for publication and the effective date of this ordinance.

WHEREAS, 45' x 85' conservation easements on Lots One (1), Two (2), Three (3), Four (4), Five (5), Six (6), Seven (7), Eight (8), Nine (9), and Ten (10) were dedicated with the Subdivision Plat for Timberline Subdivision. Such plat was recorded with the Hall County Register of Deeds office on May 13, 2003 as Instrument No. 0200305983; and

WHEREAS, the owner of such subdivision has requested that such conservation easements be relocated on the property to better facilitate the development of such lots; and

WHEREAS, it is recommended that the existing conservation easements on such property be vacated.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA:

Approved as to Form	☐ _____
January 22, 2004	☐ City Attorney

ORDINANCE NO. 8886 (Cont.)

SECTION 1. That the existing 45' x 85' conservation easements located in a part of Lots One (1), Two (2), Three (3), Four (4), Five (5), Six (6), Seven (7), Eight (8), Nine (9), and Ten (10) of Timberline Subdivision in the city of Grand Island, Hall County, Nebraska, as shown on the plat dated December 16, 2003 and revised January 18, 2004 attached hereto and incorporated herein by reference, are hereby vacated.

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 abutting the same in proportion to the respective ownership of such real estate.

SECTION 3. This ordinance is directed to be filed 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, without the plat, within fifteen days in one issue of the Grand Island Independent as provided by law.

Enacted: January 27, 2004.

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Jay Vavricek, Mayor

Attest:

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RaNae Edwards, City Clerk