



City of Grand Island

Tuesday, June 14, 2005

Council Session

Item F1

**#8979 - Consideration of Vacating a Portion of Adams Street
North of West Koenig and Adjacent to the Property of 1224 &
1304 W Koenig Street**

Staff Contact: Steven P. Riehle, Public Works Director

Council Agenda Memo

From: Steven P. Riehle, Public Works Director

Meeting: June 14, 2005

Subject: Consideration of Vacating a Portion of Adams Street North of West Koenig and Adjacent to the Property of 1224 W Koenig Street

Item #'s: F-1

Presenter(s): Steven P. Riehle, Public Works Director

Background

Council action is required for vacation of a public Street through the passing of an ordinance.

Discussion

Adams Street does not continue south of Division Street to the alley. Only the west half (40') of Adams Street exists north of Koenig Street to the alley. The current owners of the adjacent property, Maurice and Beverly Sullivan, are requesting to vacate this portion of Adams Street. It has been used as a private access to the properties on both sides numerous years; in addition, the adjacent property owners have maintained the 40' wide section of Right-of-Way. If approved, 20' of the vacated street Right-of-Way will belong to 1224 W Koenig and the remaining 20' will belong to the property at 1304 W Koenig. Both property owners are in favor of the requested vacation.

Alternatives

It appears that the Council has the following alternatives concerning the issue at hand. The Council may:

1. Approve the request to vacate the portion of Adams Street north of West Koenig Street.
2. Refer the issue to a Committee
3. Postpone the issue to a future date.

4. Take no action on the issue.

Recommendation

City Administration recommends that the Council pass an ordinance vacating the portion of Adams Street north of West Koenig Street and adjacent to 1224 W Koenig.

Sample Motion

Approve the request to vacate a portion of Adams Street north of West Koenig Street.



Section of Adams Street requesting to be vacated.

* This Space Reserved for Register of Deeds *

ORDINANCE NO. 8979

An ordinance to vacate a portion of Adams Street, north of Koenig Street in the City of Grand Island, Hall County, Nebraska; to provide for the filing of this ordinance in the office of the Register of Deeds of Hall County, Nebraska; 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 the portion of Adams Street, north of Koenig Street to the alley in the City of Grand Island, Hall County, Nebraska, is hereby vacated. Such portion of Adams Street is more particularly described as follows:

Beginning at the southwest corner of Lot D, Block Four (4), Elm Place Subdivision; thence southwesterly on a prolongation of the north line of Koenig Street for a distance of Forty (40.0) feet to the southeast corner of Lot Ten (10), Block Three (3), Elm Place Subdivision; thence northwesterly on the east line of Lot Ten (10), Block Three (3), Elm Place Subdivision to the northeast corner of Lot Ten (10), Block Three (3), Elm Place Subdivision; thence northeasterly on a prolongation of the north line of Lot Ten (10), Block Three (3), Elm Place Subdivision for a distance of Forty (40.0) feet to the northwest corner of Lot D, Block Four (4), Elm Place Subdivision; thence south on the west line of Lot D, Block Four (4), Elm Place Subdivision to the point of beginning. Such property is shown on the drawing dated May 31, 2005, attached hereto and incorporated herein by this reference.

Approved as to Form ☐ _____
June 8, 2005 ☐ City Attorney

ORDINANCE NO. 8979 (Cont.)

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, with 20 feet of the vacated street to the property owners of 1224 W. Koenig Street (Lot D, Block 4, Elm Place Subdivision), and 20 feet of the vacated street to the property owners of 1304 W. Koenig Street (Lot 10, Block 3, Elm Place Subdivision).

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, without the drawing, within fifteen days in one issue of the Grand Island Independent as provided by law.

Enacted: June 14, 2005.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk