



City of Grand Island

Tuesday, December 20, 2005

Council Session

Item F1

**#9021 - Consideration of Vacation of all Public Utility Easements
in Lot 1 of Autumn Park 2nd Subdivision (Undeveloped Property
West of 3720 West State Street)**

Staff Contact: Steven P. Riehle, Public Works Director

Council Agenda Memo

From: Steven P. Riehle, Public Works Director

Meeting: December 20, 2005

Subject: Consideration of Vacation of all Public Utility Easements in Lot 1 of Autumn Park 2nd Subdivision (Undeveloped Property West of 3720 West State Street)

Item #'s: F-1

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

Background

Vacation of easements requires council action through the passing of an ordinance.

Discussion

Autumn Park 2nd Subdivision was platted in 1996 west of the existing Autumn Park Apartments located at 3720 West State Street. Autumn Park 2nd Subdivision was never developed. The developer is requesting the easements that are part of the Autumn Park 2nd Subdivision be vacated since the development plan for Autumn Park 3rd Subdivision will have utilities in different locations.

Autumn Park 3rd dedicates all of the needed public utility easements needed for the development. Autumn Park 3rd Subdivision will be considered by the council under a separate council agenda item.

Alternatives

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

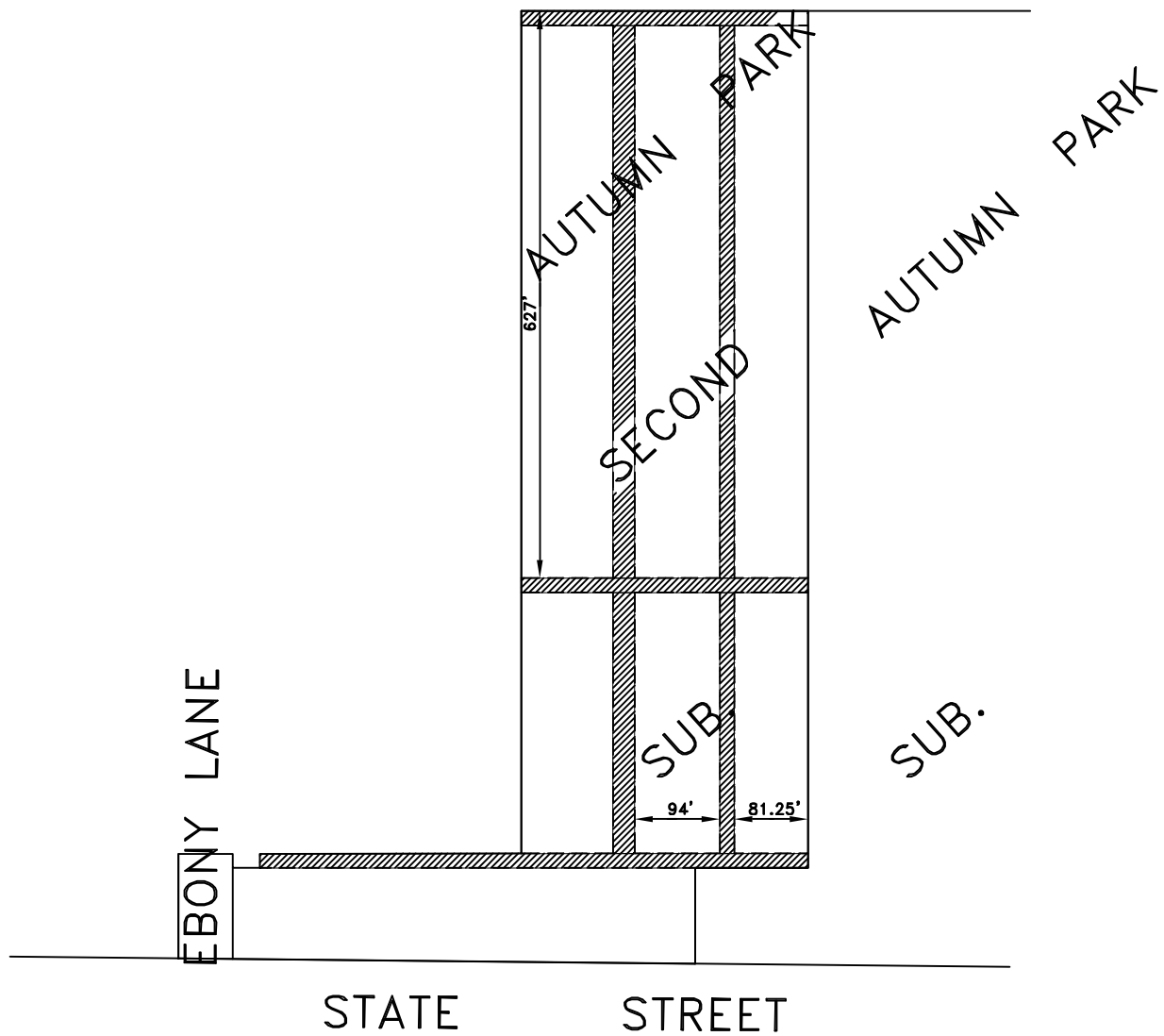
1. Make a motion to approve the ordinance vacating the Utility Easement.
2. Refer the issue to a Committee.
3. Postpone the issue to a future date.
4. Take no action on the issue.

Recommendation

City Administration recommends that the Council approve the ordinance for the vacation of the easement.

Sample Motion

Move to approve the vacation of the Utility Easement.



 EASEMENT VACATED



EXHIBIT "A"

CITY OF
GRAND ISLAND
PUBLIC WORKS DEPARTMENT

DATE: 12/12/05
DRN BY: L.D.C.
SCALE: 1"=200'

PLAT TO ACCOMPANY
ORDINANCE NO. 9021

* This Space Reserved for Register of Deeds *

ORDINANCE NO. 9021

An ordinance to vacate all the easements located in Autumn Park Second 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, 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 the existing easements located in Autumn Park Second Subdivision in the City of Grand Island, Hall County, Nebraska, as shaded and identified in the plat dated December 12, 2005, marked Exhibit "A" attached hereto and incorporated herein by reference, are hereby vacated.

SECTION 2. This ordinance is directed to be filed in the office of the Register of Deeds of Hall County, Nebraska.

Approved as to Form	☐ _____
December 15, 2005	☐ City Attorney

ORDINANCE NO. 9021 (Cont.)

SECTION 3. Any ordinances or parts of ordinances in conflict herewith be, and hereby are, repealed.

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: December 20, 2005.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk