



City of Grand Island

Tuesday, June 27, 2006

Council Session

Item F1

#9048 - Consideration of Vacating Utility Easement Located South of State Street and West of Aspen Circle - Lot One (1) KAAAR Subdivision

Staff Contact: Gary R. Mader

Council Agenda Memo

From: Robert H. Smith, Asst. Utilities Director

Meeting: June 27, 2006

Subject: Vacation of Utility Easement - South of State Street and West of Aspen Circle - KAAAR Subdivision

Item #'s: F-1

Presenter(s): Gary R. Mader, Utilities Director

Background

The Utilities Department needs to vacate an easement relative to the property of Lot One (1) KAAAR Subdivision in the City of Grand Island, Hall County, in order to allow for construction of parking lot lighting. Design of the parking lot in Lot One (1) and lighting of the same can best be served by placing light poles on the property within the utility easement.

Discussion

A five foot utility easement was dedicated with the plat of the KAAAR Subdivision. The easement was for the location of street lights and electric utility lines to service those lights. The final layout of street lighting placed the lights on the opposite side of Aspen Circle so the five foot utility easement is no longer needed.

Alternatives

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

1. Move to approve vacation of the five foot utility easement
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

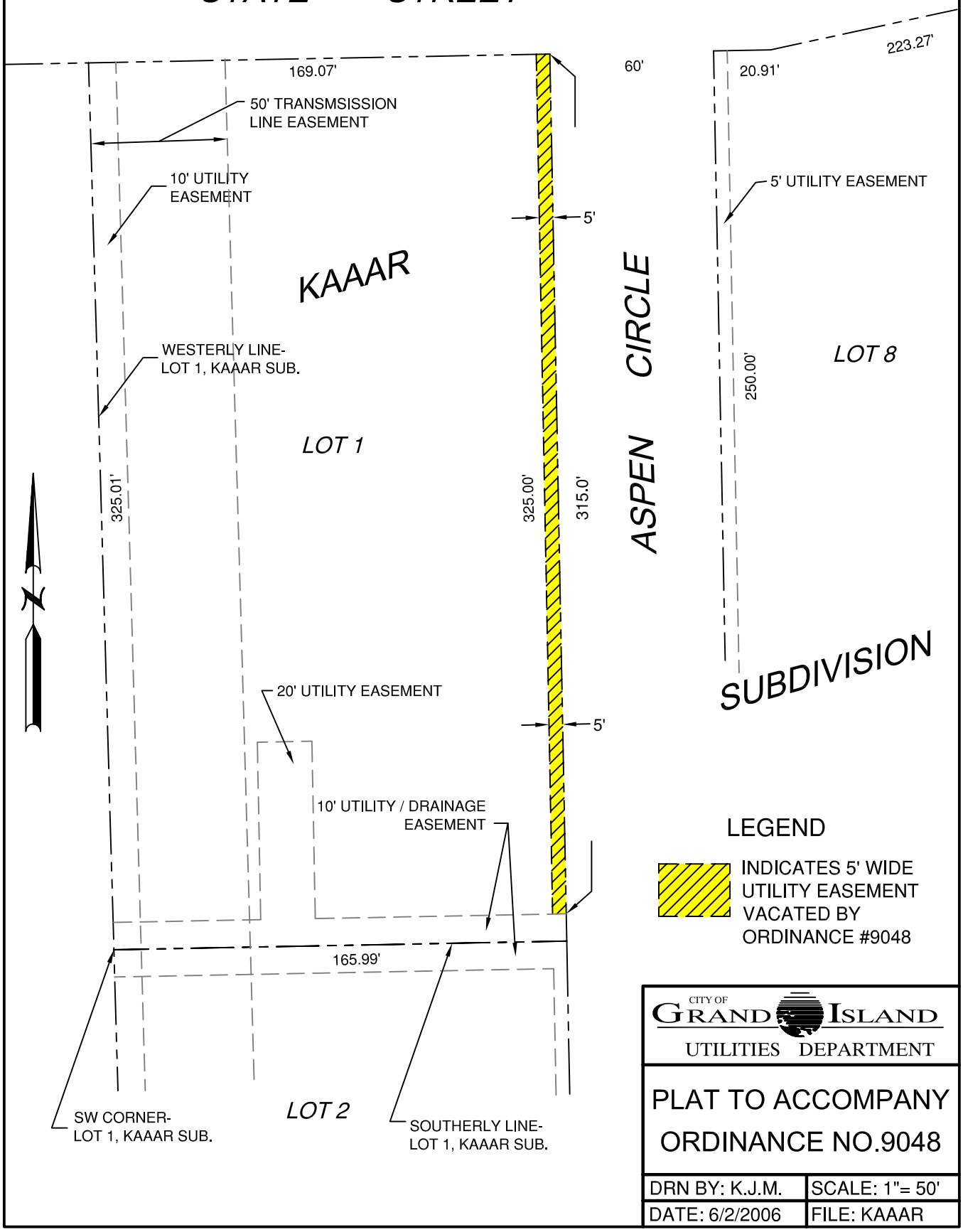
Recommendation

City Administration recommends that the Council approve Ordinance No. 9048 to vacate the utility easement located in part of Lot One (1) KAAAR Subdivision.

Sample Motion

Motion to approve Ordinance No. 9048 to vacate the utility easement located in part of Lot One (1) KAAAR Subdivision.

STATE STREET



KAAAR


ASPEN CIRCLE

LOT 1

LOT 8

SUBDIVISION

LEGEND

 INDICATES 5' WIDE UTILITY EASEMENT VACATED BY ORDINANCE #9048

CITY OF **GRAND ISLAND**
UTILITIES DEPARTMENT

**PLAT TO ACCOMPANY
ORDINANCE NO.9048**

DRN BY: K.J.M.	SCALE: 1"= 50'
DATE: 6/2/2006	FILE: KAAAR

ORDINANCE NO. 9048

Vacate Utility Easement

An ordinance to vacate utility easement located in part of Lot One (1) KAAAR Subdivision located in the city of Grand Island, Hall County, Nebraska. The boundaries of the easement and right-of-way to be vacated being more particularly described as follows:

The easterly five (5.0) feet of the northerly three hundred and fifteen (315.0) feet of Lot One (1) KAAAR Subdivision.

... 0.036 acres more or less ...

... plat dated 6/2/2006 ...

* This Space Reserved for Register of Deeds *

ORDINANCE NO. 9048

An ordinance to vacate an existing easement located in part of Lot One (1), KAAAR 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.

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

SECTION 1. That the easement located in the easterly five (5.0) feet of the northerly three hundred and fifteen (315.0) feet of Lot One (1) KAAAR Subdivision is hereby vacated. Such vacated land is shown on Exhibit "A" attached hereto and incorporated herein by this reference.

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 ☐ _____
June 22, 2006 ☐ City Attorney

ORDINANCE NO. 9048 (Cont.)

SECTION 3. 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: June 27, 2006.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk