



# City of Grand Island

Tuesday, February 27, 2007

Council Session

## Item G9

**#2007-47 - Approving Acquisition of Public Utility Easement  
Located Between 13th Street and State Street, West of the Moores  
Creek Drainway (Shafer Commercial Properties, L.L.C.)**

*This item relates to the aforementioned Public Hearing Item E-4.*

Staff Contact: Steve Riehle, City Engineer/Public Works Director

## RESOLUTION 2007-47

WHEREAS, a public utility easement is required by the City of Grand Island, from SHAFER COMMERCIAL PROPERTIES, L.L.C., A Nebraska Limited Liability Company, to construct, operate, maintain, extend, repair, replace and remove public utilities, including, but not limited to, sanitary sewers, storm sewers, water mains, electric utility poles, overhead and underground power lines, manholes, pipelines, surface markers, and other appurtenances; and

WHEREAS, a public hearing was held on February 27, 2007, for the purpose of discussing the proposed acquisition of an easement located in a part of the East Half of the Southwest Quarter (E $\frac{1}{2}$  SW $\frac{1}{4}$ ) in Section Twelve (12), Township Eleven (11) North, Range Ten (10) West of the 6<sup>th</sup> P.M., in the City of Grand Island, Hall County, Nebraska, being more particularly described as follows:

First to ascertain the point of beginning, start at the southeast corner of said Southwest Quarter (SW $\frac{1}{4}$ ); thence N00°34'35"W, along and upon the east line of said Southwest Quarter (SW $\frac{1}{4}$ ), a distance of One Thousand Thirty Five and Two Hundredths (1,035.02) feet; thence N84°36'12"W, a distance of One Hundred Twenty Eight and Seven Tenths (128.70) feet to a point which is, One Hundred Twenty Eight (128.0) feet west of (measured perpendicular to) the east line of said Southwest Quarter (SW $\frac{1}{4}$ ), said point being on the westerly line of a 48' wide Sanitary Sewer Easement, and also being the ACTUAL point of beginning; thence continuing 84°36'12"W, along and upon the previously described course, a distance of One Hundred Twenty Nine and Sixty Seven Hundredths (129.67) feet; thence N89°50'04"W, a distance of Four Hundred Forty Three and Thirty One Hundredths (443.31) feet to a point; thence S00°42'53"E, along and upon a line for a distance of Forty (40.0) feet; thence S89°50'04"E, a distance of Four Hundred Forty and Eighty Seven Hundredths (440.87) feet; thence S84°36'12"E, a distance of One Hundred Thirty Two and Three Hundredths (132.03) feet to a point on the westerly line of said 48' wide Sanitary Sewer Easement; thence N00°34'35"W, along and upon the westerly line of said 48' wide Sanitary Sewer Easement, a distance of Forty and Twenty Two Hundredths (40.22) feet to the ACTUAL point of beginning and containing 22,915 square feet, more or less.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the City of Grand Island be, and hereby is, authorized to acquire a public utility easement from SHAFER COMMERCIAL PROPERTIES, L.L.C., A Nebraska Limited Liability Company, on the above-described tract of land.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, February 27, 2007.

Approved as to Form	☐ _____
February 23, 2007	☐ City Attorney

RESOLUTION NO. 2007-47 (Cont.)

---

Margaret Hornady, Mayor

Attest:

---

RaNae Edwards, City Clerk