



# **City of Grand Island**

**Tuesday, November 18, 2008**

**Council Session**

## **Item G2**

**#2008-319 - Approving Final Plat and Subdivision Agreement for  
Aguilar Subdivision**

**Staff Contact: Chad Nabitv**

# **Council Agenda Memo**

**From:** Regional Planning Commission  
**Meeting:** November 18, 2008  
**Subject:** Aguilar Subdivision – Final Plat  
**Item #'s:** G-2  
**Presenter(s):** Chad Nabity AICP, Regional Planning Director

## **Background**

This final plat proposes to create 3 lots north of 6<sup>th</sup> Street and East of Beal Street. City Sewer and Water are available to these lots. All of the lots front onto existing public right-of-way. The property is zoned R4 - High Density Residential Zone.

## **Discussion**

The final plat for Aguilar Subdivision was considered by the Regional Planning Commission at the November 5, 2008 meeting. A motion was made by Heineman, and seconded by Ruge, to approve the plat as presented. A roll call vote was taken and the motion carried with 10 members present voting in favor (Amick, O'Neill, Ruge, Hayes, Reynolds, Monter, Eriksen, Bredthauer, Heineman, and Snodgrass).

## **Alternatives**

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

1. Move to approve
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 the final plat as presented.

# Sample Motion

Move to approve as recommended.

**LEGEND**

- Indicates 1/2" Iron Pipe Found Unless Otherwise Noted
- c--Indicates 1/2" Iron Pipe w/Survey Cap Placed Unless Otherwise Noted
- A--Indicates ACTUAL Distance
- R--Indicates RECORDED Distance
- All Distances Shown On Cul-de-sac Are CHORD Distances

**Legal Description**

A tract of land comprising all of Fractional Lots Six (6), Seven (7) and Eight (8), in Fractional Block One (1), Evans Addition, together with the Easterly One Half (1/2) of Vacated Evans Street lying west of and adjacent to Fractional Lot Six (6), Fractional Block One (1), Evans Addition and the northerly One Half (1/2) of that portion of Vacated East Sixth (6th) Street lying south of and adjacent to Fractional Lots Six (6), Seven (7) and Eight (8), Fractional Block One (1), Evans Addition, and all of Fractional Lots Five (5), Six (6) and Seven (7), in Fractional Block Eight (8), Lambert's Addition, together with the easterly One Half (1/2) of that portion of Vacated Evans Street, lying west of and adjacent to Fractional Lot Five (5), Fractional Block Eight (8), Lambert's Addition, all in the City of Grand Island, Nebraska, more particularly described as follows:

Beginning at the northeast corner of said Fractional Lot Seven (7), Fractional Block Eight (8), Lambert's Addition and a point on the westerly right of way line of the Union Pacific Railroad Company; thence running southerly along the westerly right of way line of the Union Pacific Railroad Company on an Assumed Bearing of S00°00'00"W, a distance of One Hundred Ninety and Twelve Hundredths (190.12) feet, to the southeast corner of said Northerly One Half (1/2) of Vacated East Sixth (6th) Street; thence running S64°14'48"W, along the southerly line of said Northerly One Half (1/2) of Vacated East Sixth (6th) Street, a distance of Forty (40.00) feet, to a point on a curve; thence running northwesterly along the arc of a curve to the left whose radius is Fifty (50.00) feet, the long chord of which bears N51°47'53"W, a long chord distance of Forty Four and Fifty Four Hundredths (44.54) feet, to a point on the southerly line of said Fractional Block One (1), Evans Addition; thence running S64°14'33"W, along the southerly line of said Fractional Block One (1), Evans Addition, and its extension, a distance of Eighty One and Thirty Four Hundredths (81.34) feet, to southwest corner of said Easterly One Half (1/2) of Vacated Evans Street; thence running N25°38'40"W along the westerly line of said Easterly One Half (1/2) of Vacated Evans Street, a distance of One Hundred Thirty One and Forty Six Hundredths (131.46) feet, to a point on the northerly line of said Fractional Lots Five (5), Six (6) and Seven (7), Fractional Block Eight (8), Lambert's Addition, if extended; thence running N64°18'25"E along the northerly line of said Fractional Lots Five (5), Six (6) and Seven (7), Fractional Block Eight (8), Lambert's Addition, and its extension, a distance of Two Hundred Twenty Three and Twenty Five Hundredths (223.25) feet, to the point of beginning and containing 0.629 acres more or less.

**Dedication**

KNOW ALL MEN BY THESE PRESENTS, that GRAND ISLAND AREA HABITAT FOR HUMANITY, INC., a Nebraska Corporation, being the owner of the land described hereon, has caused same to be surveyed, subdivided, platted and designated as 'AGUILAR SUBDIVISION' in the City of Grand Island, Nebraska, as shown on the accompanying plat thereof, and do hereby dedicate the street right of way as shown thereon to the public for their use forever and the easements as shown thereon for the location, construction and maintenance of public service utilities, together with the right of ingress and egress thereto, and hereby prohibiting the planting of trees, bushes and shrubs, or placing other obstructions upon, over, along or underneath the surface of such easements; and that the foregoing subdivision as more particularly described in the description hereon as appears on this plat is made with the free consent and in accordance with the desires of the undersigned owner and proprietor.

IN WITNESS WHEREOF, I have affixed my signature hereto, at Grand Island, Nebraska, this \_\_\_\_ day of \_\_\_\_\_, 2008.

GRAND ISLAND AREA HABITAT FOR HUMANITY, INC., a Nebraska Corporation

Dana Jelinek, Executive Director

**Acknowledgement**

State Of Nebraska (Seal)  
County Of Hall

On the \_\_\_\_ day of \_\_\_\_\_, 2008, before me, \_\_\_\_\_, a Notary Public within and for said County, personally appeared DANA JELINEK, Executive Director of GRAND ISLAND AREA HABITAT FOR HUMANITY, INC., a Nebraska Corporation, and to me personally known to be the identical person whose signature is affixed hereto, and that she did acknowledge the execution thereof to be her voluntary act and deed and the voluntary act and deed of said Corporation and that she was empowered to make the above dedication for and on behalf of said Corporation.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal at Grand Island, Nebraska, on the date last above written.

My commission expires \_\_\_\_\_.

\_\_\_\_\_  
Notary Public (Seal)

**Surveyor's Certificate**

I hereby certify that on September 24, 2008, I completed an accurate survey of 'AGUILAR SUBDIVISION', in the City of Grand Island, Nebraska, as shown on the accompanying plat thereof; that the lots, blocks, streets, avenues, alleys, parks, commons and other grounds as contained in said subdivision as shown on the accompanying plat thereof are well and accurately staked off and marked; that iron markers were placed at all lot corners; that the dimensions of each lot are as shown on the plat; that each lot bears its own number; and that said survey was made with reference to known and recorded monuments.

(Seal) \_\_\_\_\_ Deryl D. Sorgenfrei, Reg. Land Surveyor No. 578

**Approvals**

Submitted to and approved by the Regional Planning Commission of Hall County, Grand Island, Wood River and the Villages of Alda, Cairo and Doniphan, Nebraska.

\_\_\_\_\_  
Chairman \_\_\_\_\_ Date \_\_\_\_\_

Approved and accepted by the City of Grand Island, Nebraska, this \_\_\_\_ day of \_\_\_\_\_, 2008.

\_\_\_\_\_  
Mayor \_\_\_\_\_ City Clerk \_\_\_\_\_ (Seal)

**AGUILAR SUBDIVISION**

**IN THE CITY OF GRAND ISLAND, NEBRASKA**

ROCKWELL AND ASSOC. L.L.C. - ENGINEERING & SURVEYING - GRAND ISLAND, NEBRASKA

Sheet No. 1 Of 1

## Aguilar Subdivision Final Plat Summary

### Developer/Owner

Grand Island Area Habitat for Humanity, Inc  
Dana Jelinek, Executive Director  
410 West 2<sup>nd</sup> Street  
Grand Island, NE 68801

3 Lots North of 6<sup>th</sup> Street and East of Beal Street.

**Size:** .629 acres

**Zoning** R4 – High Density Residential Zone.

**Road Access:** Public City Streets, no new streets

**Water Public:** City Water is available to all lots.

**Sewer Public:** City Sewer is available to all lots.



RESOLUTION 2008-319

WHEREAS, Grand Island Area Habitat Area for Humanity Inc., being the owner of the land described hereon, has caused to be laid out into three (3) lots, a tract of land comprising all of Fractional Lots Six (6), Seven (7) and Eight (8), in Fractional Block One (1), Evans Addition, together with the Easterly One Half (1/2) of Vacated Evans Street lying west of and adjacent to Fractional Lot Six (6), Fractional Block One (1), Evans Addition and the northerly One Half (1/2) of that portion of Vacated East Sixth (6th) Street, lying south of and adjacent to Fractional Lots Six (6), Seven (7) and Eight (8), Fractional Block One (1), Evans Addition, and all of Fractional Lots Five (5), Six (6) and Seven (7), in Fractional Block Eight (8), Lambert's Addition, together with the Easterly One Half (1/2) of that portion of Vacated Evans Street, lying west of and adjacent to Fractional Lot Five (5), Fractional Block Eight (8), Lambert's Addition, all in the city of Grand Island, Nebraska, under the name of AGUILAR SUBDIVISION, and has caused a plat thereof to be acknowledged by it; and

WHEREAS, a copy of the plat of such subdivision has been presented to the Boards of Education of the various school districts in Grand Island, Hall County, Nebraska, as required by Section 19-923, R.R.S. 1943; and

WHEREAS, a form of subdivision agreement has been agreed to between the owner of the property and the City of Grand Island.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the form of subdivision agreement hereinbefore described is hereby approved, and the Mayor is hereby authorized to execute such agreement on behalf of the City of Grand Island.

BE IT FURTHER RESOLVED that the final plat of AGUILAR SUBDIVISION, as made out, acknowledged, and certified, is hereby approved by the City Council of the City of Grand Island, Nebraska, and the Mayor is hereby authorized to execute the approval and acceptance of such plat by the City of Grand Island, Nebraska.

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Adopted by the City Council of the City of Grand Island, Nebraska, November 18, 2008.

\_\_\_\_\_  
Margaret Hornady, Mayor

Attest:

\_\_\_\_\_

Approved as to Form	☐ _____
November 13, 2008	☐ City Attorney

RaNae Edwards, City Clerk