



# City of Grand Island

Tuesday, April 14, 2015

Council Session

## Item F-1

**#9532 - Consideration of Vacation of Utility Easement at 235  
Roberts Street - Glause**

Staff Contact: Tim Luchsinger, Stacy Nonhof

# **Council Agenda Memo**

**From:** Timothy Luchsinger, Utilities Director

**Meeting:** April 14, 2015

**Subject:** Ordinance #9532 – Vacation of Utility Easement – Part of Lots Four & Five, Rains First Addition to the City of Grand Island - 235 Roberts

**Item #'s:** F-1

**Presenter(s):** Timothy Luchsinger, Utilities Director

## **Background**

There is an existing twelve foot wide easement that was dedicated for utility usage across the southerly six (6.0) feet of Lot Four (4), and the northerly six (6.0) feet of Lot Five (5), Rains First Addition to the City of Grand Island, Hall County, Nebraska.

## **Discussion**

There has not been any utility infrastructure built in the easement and none is contemplated in the future. The owner of the property has requested the vacation of the easement so a building can be constructed on the two lots, as the easement will prevent the full usage of the two lots.

## **Alternatives**

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

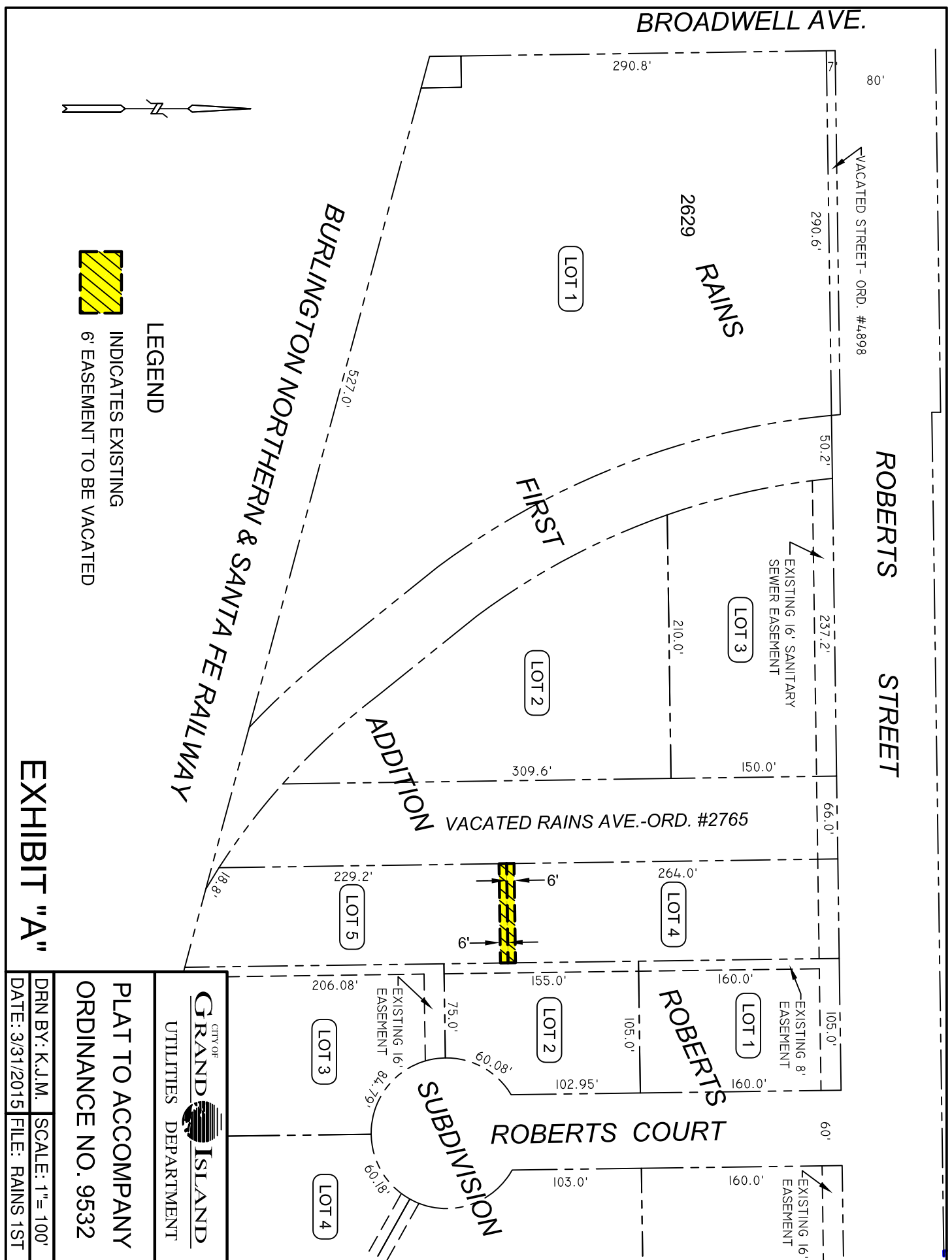
1. Move to approve
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

## **Recommendation**

City Administration recommends that the Council approve Ordinance #9532, and that the above described easement be vacated.

## **Sample Motion**

Move to approve Ordinance #9532, and vacate the utility easement on part of Lots Four (4) and Five (5), Rains First Addition to the City of Grand Island, Hall County, Nebraska.



THIS SPACE RESERVED FOR REGISTER OF DEEDS

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ORDINANCE No. 9532

An ordinance to vacate an easement located within Lot Four (4) and Lot Five (5), Rains First Addition in the City of Grand Island, Hall County, Nebraska, and to provide for filing this ordinance in the office of the Register of Deeds of Hall County, Nebraska; and to provide for the 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 and right-of-way to be vacated being more particularly described as follows:

The southerly six (6.0) feet of Lot Four (4), and the northerly six (6.0) feet of Lot Five (5), Rains First Addition to the City of Grand Island, Hall County, Nebraska.

Such easement to be vacated as shown and particularly described on Exhibit "A" attached hereto.

SECTION 2. The title to the property vacated by Section 1 of this Ordinance shall revert to the abutting properties.

Approved as to Form	□ _____
April 13, 2015	□ City Attorney

ORDINANCE No. 9532 (con't)

SECTION 3. This Ordinance is directed to be filed 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 approval, and publication, without plat, within fifteen days, in one issue of the Grand Island Independent as by law provided.

Enacted: April 14, 2015

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Jeremy L. Jensen, Mayor

Attest:

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RaNae Edwards, City Clerk