



City of Grand Island

Tuesday, November 10, 2015

Council Session

Item F-2

#9565 - Consideration of Vacation of a Portion of Washington Street (between 4th Street and North Front Street)

Staff Contact: John Collins, P.E. - Public Works Director

Council Agenda Memo

From: Terry Brown PE, Assistant Public Works Director

Meeting: November 10, 2015

Subject: Consideration of Vacation of a Portion of Washington Street; Between 4th Street and North Front Street

Presenter(s): John Collins PE, Public Works Director

Background

Council action is required for vacation of a public street through the passing of an ordinance. The Grand Island Utility Department has requested that the majority of Washington Street, between 4th Street and North Front Street, be vacated.

Discussion

The Grand Island Utility Department recently acquired the property addressed as 374 N Washington Street, which is just west of the Line Department facility. The request is to vacate a portion of Washington Street between 4th Street and North Front Street. A sketch is attached to detail the proposed vacation. The southwest end of Washington Street will not be vacated with this request so as to allow access for the property owner of 1204 & 1206 W North Front Street.

A sixteen (16) foot easement will be retained to allow utility access, as sanitary sewer currently runs east and west through the middle of this block.

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 vacation of Washington Street; between 4th Street and North Front Street as requested.

Sample Motion

Move to approve the ordinance.

• THIS SPACE RESERVED FOR REGISTER OF DEEDS •

ORDINANCE NO. 9565

An ordinance to vacate a portion of an existing right of way and 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 a portion of an existing right of way of Washington Street, more particularly described as follows:

Beginning at the Northwest corner of Lot Three (3), Service Center Subdivision located in the City of Grand Island, Hall County, Nebraska; thence southerly, along the westerly line of said Lot Three (3), a distance of one hundred thirty two (132.0) feet to a particular corner of said Lot Three (3); thence easterly along a particular East/West line of said Lot Three (3), a distance of (40.0) feet to a particular corner of said Lot Three (3), thence southerly along the westerly line of said Lot Three (3), a distance of one hundred forty eight (148.0) feet to the Southwest corner of said Lot Three (3), said point also being on the northerly right-of-way line of North Front Street; thence westerly along the northerly right-of-way line of North Front Street, a distance of forty (40.0) feet; thence northerly, parallel with the easterly line of Lot Eight (8), Block Three (3), Arnold & Abbott's Addition to the City of Grand Island, a distance of seventy four (74.0) feet; thence westerly and parallel with the northerly right-of-way of said North Front Street, a distance of forty (40.0) feet to a point on the easterly line of said Lot Eight (8), Block Three (3); thence northerly along the easterly line of said Lot Eight (8), Block Three (3), and Lot One (1), Block Three (3) Arnold & Abbott's Addition to the City of Grand Island, a distance of two hundred six (206.0) feet to the Northeast corner of said Lot One (1), Block Three (3), said point also being on the southerly right-of-way line of Fourth Street; thence easterly along the southerly right-of-way line of said Fourth Street, a distance of forty (40.0) feet to the Northwest corner of said Lot Three (3), Service Center Subdivision, being the said Point of Beginning; provided and conditioned that the City of Grand Island hereby reserves a sixteen (16.0) foot wide perpetual public utility easement, in, over, underneath, and through the vacated area, and all rights necessary and appurtenant thereto, as shown on the plat dated 10/21/2015, marked Exhibit "A" attached hereto and incorporated herein by reference.

Approved as to Form ✕ _____
November 6, 2015 ✕ City Attorney

ORDINANCE NO. 9565 (Cont.)

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

SECTION 3. The City shall retain a sixteen (16) foot wide easement through the vacated portion to line up with the existing easement through this area, more particularly described as follows:

Commencing at the Northwest corner of Lot Three (3), Service Center Subdivision located in the City of Grand Island, Hall County, Nebraska; thence southerly, along the westerly line of said Lot Three (3), a distance of one hundred thirty two (132.0) feet to a particular corner of said Lot Three (3) being the ACTUAL Point of Beginning; thence easterly along a particular East/West line of said Lot Three (3), a distance of forty (40.0) feet to a particular corner of said Lot Three (3), thence southerly along the westerly line of said Lot Three (3), a distance of sixteen (16.0) feet; thence westerly and parallel with the northerly right-of-way line of North Front Street, a distance of eighty (80.0) feet to a point on the easterly line of Lot Eight (8), Block Three (3), Arnold & Abbott's Addition to the City of Grand Island; thence northerly along the easterly line of said Lot Eight (8), Block Three (3), and Lot One (1), Block Three (3), Arnold & Abbott's Addition to the City of Grand Island, a distance of sixteen (16.0) feet; thence easterly and parallel to the northerly right-of-way line of said North Front Street, a distance of forty (40.0) feet to a particular corner of said Lot Three (3), Service Center Subdivision being the said Point of Beginning.

SECTION 4. This ordinance is directed to be filed in the office of the Register of Deeds of Hall County, Nebraska.

SECTION 5. This ordinance shall be in force and take effect from and after its passage and publication, without the plate, within fifteen days in one issue of the Grand Island Independent as provided by law.

Enacted: November 10, 2015.

Jeremy L. Jensen, Mayor

Attest:

RaNae Edwards, City Clerk

