



# City of Grand Island

Tuesday, August 09, 2011

Council Session

## Item F13

**#9312 - Consideration of Vacation of a Utility Easement Located in Indianhead Seventh Subdivision (3005, 3011 & 3017 Laramie Drive)**

Staff Contact: John Collins, Public Works Director

# **Council Agenda Memo**

**From:** Terry Brown, Manager of Engineering Services

**Meeting:** August 9, 2011

**Subject:** Consideration of Vacation of a Utility Easement Located in Indianhead Seventh Subdivision (3005, 3011 & 3017 Laramie Drive)

**Item #'s:** F-13

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

## **Background**

A ten (10) foot wide utility easement was filed with Hall County on January 10, 2003. The easement does not currently have any utilities within it, nor is there a need anticipated in the future. When Evangelical Lutheran Good Samaritan Society subdivided a lot to the east of 3005, 3011 & 3017 Laramie Drive a twenty (20) foot wide utility easement was provided, thus creating a total easement of thirty (30) feet.

## **Discussion**

The property owners at 3005, 3011 & 3017 Laramie Drive have requested that the ten (10) foot wide utility easement on the east end of their property be vacated.

## **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 passing of an ordinance vacating the utility easement through Lots 35, 36 and 37 of Indianhead Seventh Subdivision.

## **Sample Motion**

Move to approve the passing of an ordinance vacating the utility easement through Lots 35, 36 and 37 of Indianhead Seventh Subdivision.

ORDINANCE NO. 9312

An ordinance to vacate an existing utility easement and to provide for filing this ordinance in the office of the Register of Deeds of Hall County, Nebraska; to repeal any ordinance or parts of ordinances in conflict herewith, 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 existing utilities easement at 3005, 3011 & 3017 Laramie Drive in Grand Island, Hall County, Nebraska, more particularly described as follows:

A TEN (10) FOOT WIDE EASEMENT DESCRIBED AS LYING ON THE EAST TEN (10) FEET OF LOTS 35, 36 & 37 IN INDIANHEAD SEVENTH SUBDIVISION, CITY OF GRAND ISLAND, HALL COUNTY, NEBRASKA;

is hereby vacated. Such easement to be vacated is shown and more 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 owner or owners of the real estate upon which the easement is located.

SECTION 3. This ordinance is directed to be filed, with the drawing, in the office of the Register of Deeds of Hall County, Nebraska.

ORDINANCE NO. 9312 (Cont.)

SECTION 3. This ordinance shall be in force and take effect from and after its passage and publication, within fifteen days in one issue of the Grand Island Independent as provided by law.

Enacted: August 9, 2011.

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Jay Vavricek, Mayor

Attest:

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RaNae Edwards, City Clerk

BLK. 1

GOOD

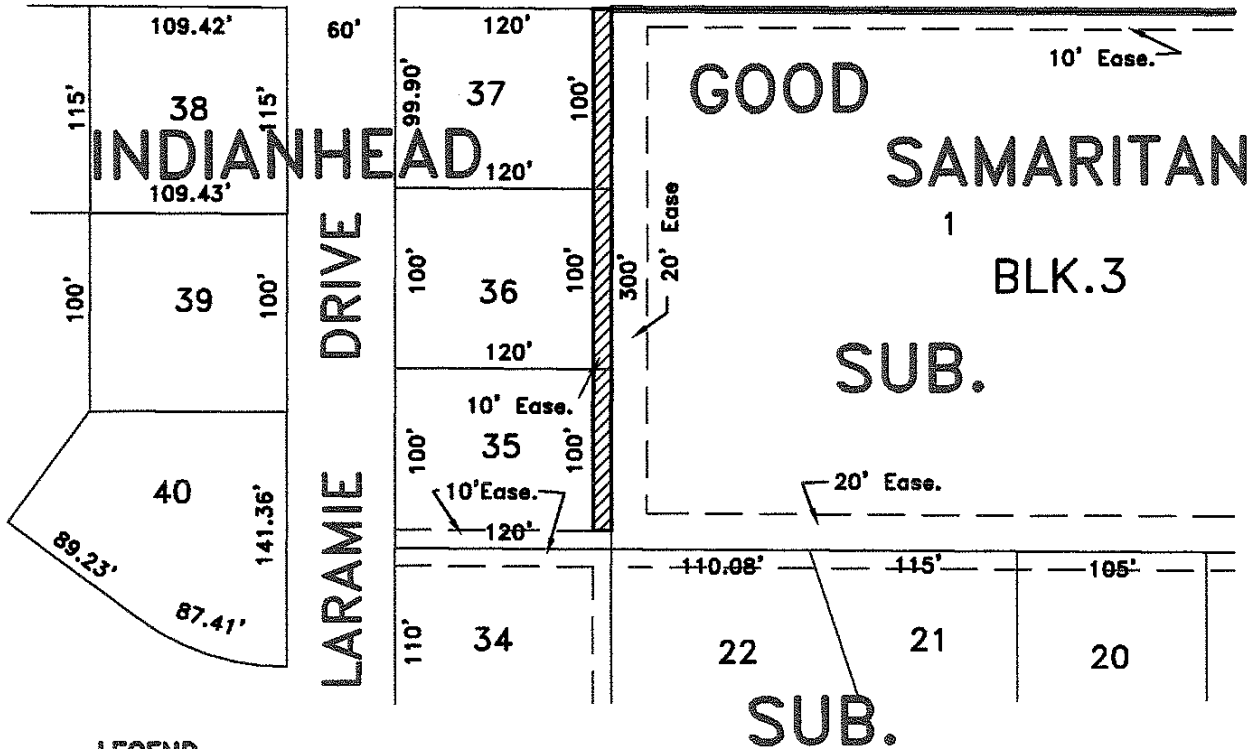
SAMARITAN

SUB.

SAMARITAN PLACE

120'

TRUST STREET



LEGEND

 EASEMENT AREA TO BE VACATED



EXHIBIT "A"

CITY OF GRAND ISLAND  
PUBLIC WORKS DEPARTMENT

DATE: 7/29/11  
DRN BY: L.D.C.  
SCALE: 1"=200'

PLAT TO ACCOMPANY  
ORDINANCE