



City of Grand Island

Tuesday, December 20, 2011

Council Session

Item F5

#9352 - Consideration of Vacation of a Utility Easement Located in Lot 46, Block 1 of Dale Roush 2nd Subdivision (9 Dakota Drive)

Staff Contact: John Collins, Public Works Director

Council Agenda Memo

From: Terry Brown, Manager of Engineering Services

Meeting: December 20, 2011

Subject: Consideration of Vacation of a Utility Easement Located in Lot 46, Block 1 of Dale Roush 2nd Subdivision (9 Dakota Drive)

Item #'s: F-5

Presenter(s): John Collins, Public Works Director

Background

A sixteen (16) foot wide utility easement was filed with Hall County on November 28, 1966. The easement does not currently have any utilities within it, nor is there a need anticipated in the future.

Discussion

The property owner of 9 Dakota Drive has requested that the sixteen (16) foot wide utility easement on the west 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 Lot 46, Block 1 of Dale Roush 2nd Subdivision.

Sample Motion

Move to approve the passing of an ordinance vacating the utility easement through Lot 46, Block 1 of Dale Roush 2nd Subdivision.

ORDINANCE NO. 9352

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 9 Dakota Drive in Grand Island, Hall County, Nebraska, more particularly described as follows:

A SIXTEEN (16) FOOT WIDE EASEMENT DESCRIBED AS LYING ON THE WEST SIXTEEN (16) FEET OF LOT 46, BLOCK 1 IN DALE ROUSH SECOND 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. 9352 (Cont.)

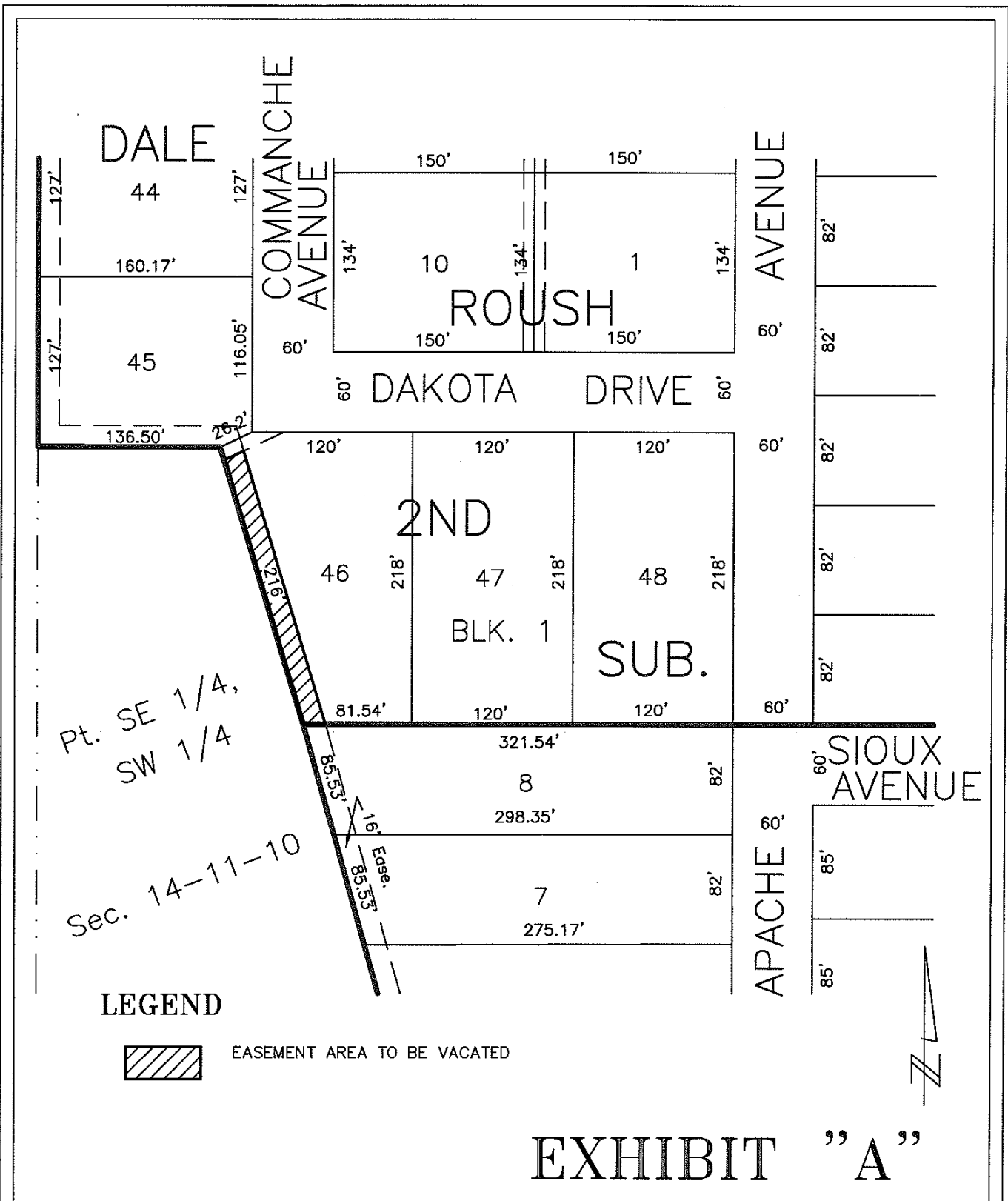
SECTION 3. This ordinance shall be in force and take effect from and after its passage and publication, within fifteen days in one issue of the Grand Island Independent as provided by law.

Enacted: December 20, 2011.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk



LEGEND



EASEMENT AREA TO BE VACATED

EXHIBIT "A"

CITY OF GRAND ISLAND

PUBLIC WORKS DEPARTMENT

DATE: 12/67/11
 DRN BY: L.D.C.
 SCALE: 1"=100'

PLAT TO ACCOMPANY
 ORDINANCE