



City of Grand Island

Tuesday, March 13, 2012

Council Session

Item E4

**Public Hearing on Acquisition of Public Street Right-of-Way in
Oak Pointe Subdivision (R.B.O., L.L.C.)**

Staff Contact: Terry Brown, Public Works Manager of Engineering S

Council Agenda Memo

From: Terry Brown, Manager of Engineering Services

Meeting: March 13, 2012

Subject: Public Hearing on Acquisition of Public Street Right-of-Way in Oak Pointe Subdivision (R.B.O., L.L.C.)

Item #'s: E-4 & G-10

Presenter(s): Terry Brown, Public Works Manager of Engineering Services

Background

Nebraska State Statutes stipulate that the acquisition of property requires a public hearing to be conducted with the acquisition approved by the City Council. A public street right-of-way acquisition is needed in the Oak Pointe Subdivision to accommodate redevelopment of the area into a cul-de-sac.

Discussion

To allow for redesign of the development area it is requested that the existing Starwood Avenue and Cedar Ridge Court public street right-of-way be vacated. The new public street right-of-way will be sixty (60) foot wide running north and south through the subdivision. The proposed public street right-of-way will allow for development of a cul-de-sac at the south end of Lot One (1).

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 conduct a Public Hearing and approve acquisition of the public street right-of-way.

Sample Motion

Move to approve the acquisition of the public street right-of-way.

described as follows:

Beginning at the northwest corner of Lot Eight (8), Oak Pointe Subdivision, said point also being the southwest corner of Vacated Starwood Avenue; thence running northerly on the west line of Vacated Starwood Avenue, a distance of Sixty (60.00) feet, to the northwest corner of Vacated Starwood Avenue and the southwest corner of said Lot Nine (9); thence running easterly on the south line of said Lot Nine (9) and the northerly right of way line of Starwood Avenue, a distance of Twenty Nine and Twelve Hundredths (29.12) feet, to a point of curvature; thence running northwesterly on the arc of a curve to the left whose radius is Seventy (70.00) feet, an arc distance of One Hundred Ten and Eighty Three Hundredths (110.83) feet, to a point on the east line of said Lot Nine (9) and to a point on the west line of said Vacated Cedar Ridge Court; thence running northerly on the west line of said Vacated Cedar Ridge Court and the east line of Lots Nine (9) and Ten (10), Oak Pointe Subdivision, a distance of Two Hundred Eighteen and Forty Hundredths (218.40) feet, to a point of curvature; thence running northeasterly on the arc of a curve to the right whose radius is Fifty (50.00) feet, an arc distance of Seventy Nine and Eighteen Hundredths (79.18) feet, to a point on the south line of Lot One (1), Oak Pointe Subdivision and to a point on the north line of said Vacated Cedar Ridge Court; thence continuing southeasterly along the arc of a curve to the right whose radius is Fifty (50.00) feet, an arc distance of Eighty Eight and Sixty Hundredths (88.60) feet, to a point on the north line of said Lot Four (4) and the south line of said Vacated Cedar Ridge Court; thence continuing southwesterly on the arc of a curve to the right whose radius is Fifty (50.00) feet, an arc distance of Fifty Seven and Seventy Seven Hundredths (57.77) feet, to a point on the west line of said Lot Four (4) and to a point on the east line of said Vacated Cedar Ridge Court; thence running southerly on the east line of said Vacated Cedar Ridge Court and the west line of Lots Four (4) and Five (5), Oak Pointe Subdivision, a distance of One Hundred Sixty Nine and Forty Hundredths (169.40) feet, to a point of curvature; thence running southwesterly on the arc of a curve to the right whose radius is One Hundred Thirty (130.00) feet, an arc distance of Two Hundred Five and Eighty Three Hundredths (205.83) feet, to a point on the south line of said Vacated Starwood Avenue and to a point on the north line of Lot Eight (8), Oak Pointe Subdivision; thence running westerly on the south line of said Vacated Starwood Avenue and the north line of Lot Eight (8), Oak Pointe Subdivision, a distance of Twenty Eight and Thirty Six Hundredths (28.36) feet, to the point of beginning and containing 0.682 acres more or less.