



City of Grand Island

Tuesday, March 13, 2012

Council Session

Item F6

#9374 - Consideration of Vacation of Starwood Avenue and Cedar Ridge Court in Oak Pointe Subdivision (R.B.O., L.L.C. a Nebraska Limited Liability Company)

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: Consideration of Vacation of Starwood Avenue and Cedar Ridge Court in Oak Pointe Subdivision (R.B.O., L.L.C. a Nebraska Limited Liability Company)

Item #'s: F-6

Presenter(s): John Collins, Public Works Director

Background

Council action is required for vacation of a public street.

Discussion

R.B.O., L.L.C. is considering redesigning the Oak Pointe Subdivision area and wishes to vacate Starwood Avenue and Cedar Ridge Court.

The vacated portion of Starwood Avenue and Cedar Ridge Court is on tonight's council agenda for dedication as street right-of-way.

Alternatives

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

1. Move to approve or deny.
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 request for the vacation of Starwood Avenue and Cedar Ridge Court.

Sample Motion

Move to approve the Ordinance.

• THIS SPACE RESERVED FOR REGISTER OF DEEDS •

ORDINANCE NO. 9374

An ordinance to vacate a portion of the public street from the northwest corner of Lot Eight (8) to the northwest corner of Lot Two (2), in Oak Pointe Subdivision to Grand Island, Hall County, Nebraska and to provide for filing this ordinance in the office of the Register of Deeds of Hall County; 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 a portion of the public street consisting of a tract of land comprising that portion of Starwood Avenue lying west of the west line of Lot Five (5), Oak Pointe Subdivision, if Extended, to a point on the north line of Lot Seven (7), Oak Pointe Subdivision, to the west line of Oak Pointe Subdivision and all of Cedar Ridge Court located within Oak Pointe Subdivision, in the City of Grand Island, Hall County, Nebraska, more particularly described as follows:

Approved as to Form	☐ _____
March 9, 2012	☐ City Attorney

ORDINANCE NO. 9374 (Cont.)

BEGINNING AT THE NORTHWEST CORNER OF LOT EIGHT (8), OAK POINTE SUBDIVISION; THENCE RUNNING NORTHERLY ON THE WEST LINE OF OAK POINTE SUBDIVISION, A DISTANCE OF SIXTY (60.00) FEET, TO THE SOUTHWEST CORNER OF LOT NINE (9), OAK POINTE SUBDIVISION; THENCE RUNNING EASTERLY ON THE SOUTH LINE OF LOT NINE (9), OAK POINTE SUBDIVISION, A DISTANCE OF ONE HUNDRED (100.00) FEET, TO THE SOUTHEAST CORNER OF LOT NINE (9), OAK POINTE SUBDIVISION; THENCE RUNNING NORTHERLY ON THE EAST LINE OF LOTS NINE (9) AND TEN (10), OAK POINTE SUBDIVISION, A DISTANCE OF THREE HUNDRED THIRTY NINE AND NINETY TWO (339.92) FEET, TO THE NORTHEAST CORNER OF LOT TEN (10), OAK POINTE SUBDIVISION, AND TO A POINT ON THE SOUTH LINE OF LOT ONE (1), OAK POINTE SUBDIVISION; THENCE RUNNING EASTERLY ON THE SOUTH LINE OF LOT ONE (1), OAK POINTE SUBDIVISION, A DISTANCE OF ONE HUNDRED SIXTY NINE AND SEVENTY TWO HUNDREDTHS (169.72) FEET, TO THE SOUTHEAST CORNER OF LOT ONE (1), OAK POINTE SUBDIVISION; THENCE RUNNING NORTHERLY ON THE EAST LINE OF LOT ONE (1), OAK POINTE SUBDIVISION, A DISTANCE OF ONE HUNDRED FIFTY FOUR AND NINETY SIX HUNDREDTHS (154.96) FEET, TO THE NORTHEAST CORNER OF LOT ONE (1), OAK POINTE SUBDIVISION, AND TO A POINT ON THE NORTH LINE OF OAK POINTE SUBDIVISION; THENCE RUNNING WESTERLY ON THE NORTH LINE OF OAK POINTE SUBDIVISION, A DISTANCE OF SIXTY AND TWO HUNDREDTHS (60.02) FEET, TO THE NORTHWEST CORNER OF LOT TWO (2), OAK POINTE SUBDIVISION; THENCE RUNNING SOUTHERLY ON THE WEST LINE OF LOT TWO (2), OAK POINTE SUBDIVISION, A DISTANCE OF TWO HUNDRED FOURTEEN AND NINETY SEVEN HUNDREDTHS (214.97) FEET, TO A POINT ON THE NORTH LINE OF LOT THREE (3), OAK POINTE SUBDIVISION; THENCE RUNNING WESTERLY ON THE NORTH LINE OF LOTS THREE (3) AND FOUR (4), OAK POINTE SUBDIVISION, A DISTANCE OF ONE HUNDRED SIXTY NINE AND EIGHTY TWO HUNDREDTHS (169.82) FEET, TO THE NORTHWEST CORNER OF LOT FOUR (4), OAK POINTE SUBDIVISION; THENCE RUNNING SOUTHERLY ON THE WEST LINE OF LOTS FOUR (4) AND FIVE (5), OAK POINTE SUBDIVISION, AND ITS EXTENSION, A DISTANCE OF THREE HUNDRED THIRTY NINE AND NINETY HUNDREDTHS (339.90) FEET, TO A POINT ON THE NORTH LINE OF LOT SEVEN (7), OAK POINTE SUBDIVISION; THENCE RUNNING WESTERLY ON THE NORTH LINE OF LOTS SEVEN (7) AND EIGHT (8), OAK POINTE SUBDIVISION, A DISTANCE OF ONE HUNDRED SIXTY (160.00) FEET, TO THE POINT OF BEGINNING AND CONTAINING 1.136 ACRES MORE OR LESS.

Such public street 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 abutting properties.

SECTION 3. This Ordinance is directed to be filed in the office of the Register of

ORDINANCE NO. 9374 (Cont.)

Deeds of Hall County, Nebraska.

SECTION 4. This ordinance shall be in force and take effect from and after its passage and publication, without the plat, within fifteen days in one issue of the Grand Island Independent as provided by law.

Enacted: March 13, 2012

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk



 -Indicates Portion Of Street To Be Vacated

...portion of Starwood Avenue lying west of the west line of Lot Five (5), Oak Pointe Subdivision, if Extended, to a point on the north line of Lot Seven (7), Oak Pointe Subdivision, to the west line of Oak Pointe Subdivision and all of Cedar Ridge Court located within Oak Pointe Subdivision, in the City of Grand Island, Ha County, Nebraska, more particularly described as follows:

Beginning at the northwest corner of Lot Eight (8), Oak Pointe Subdivision; thence running northerly on the west line of Oak Pointe Subdivision, a distance of Sixty (60.00) feet, to the southwest corner of Lot Nine (9), Oak Pointe Subdivision; thence running easterly on the south line of Lot Nine (9), Oak Pointe Subdivision, a distance of One Hundred (100.00) feet, to the southeast corner of Lot Nine (9), Oak Pointe Subdivision; thence running northerly on the east line of Lots Nine (9) and Ten (10), Oak Pointe Subdivision, a distance of Three Hundred Thirty Nine and Ninety Two (339.92) feet, to the northeast corner of Lot Ten (10), Oak Pointe Subdivision, and to a point on the south line of Lot One (1), Oak Pointe Subdivision; thence running easterly on the south line of Lot One (1), Oak Pointe Subdivision, a distance of One Hundred Sixty Nine and Seventy Two Hundredths (169.72) feet, to the southeast corner of Lot One (1), Oak Pointe Subdivision; thence running northerly on the east line of Lot One (1), Oak Pointe Subdivision, a distance of One Hundred Fifty Four and Ninety Six Hundredths (154.96) feet, to the northeast corner of Lot One (1), Oak Pointe Subdivision, and to a point on the north line of Oak Pointe Subdivision; thence running westerly on the north line of Oak Pointe Subdivision, a distance of Sixty and Two Hundredths (60.02) feet, to the northwest corner of Lot Two (2), Oak Pointe Subdivision; thence running southerly on the west line of Lot Two (2), Oak Pointe Subdivision, a distance of Two Hundred Fourteen and Ninety Seven Hundredths (214.97) feet, to a point on the north line of Lot Three (3), Oak Pointe Subdivision; thence running westerly on the north line of Lots Three (3) and Four (4), Oak Pointe Subdivision, a distance of One Hundred Sixty Nine and Eighty Two Hundredths (169.82) feet, to the northwest corner of Lot Four (4), Oak Pointe Subdivision; thence running southerly on the west line of Lots Four (4) and Five (5), Oak Pointe Subdivision, and its extension, a distance of Three Hundred Thirty Nine and Ninety Hundredths (339.90) feet, to a point on the north line of Lot Seven (7), Oak Pointe Subdivision; thence running westerly on the north line of Lots Seven (7) and Eight (8), Oak Pointe Subdivision, a distance of One Hundred Sixty (160.00) feet, to the point of beginning and containing 1.136 acres more or less..