



# City of Grand Island

Tuesday, August 07, 2007

Special Council Session

## Item F2

**#9131 -Consideration of Vacation of Easement at 3003 Frontage Road**

Staff Contact: Steven P. Riehle, City Engineer/Public Works Direc

# **Council Agenda Memo**

**From:** Steven P. Riehle, Public Works Director

**Meeting:** August 7, 2007

**Subject:** Consideration of Vacation of Public Utility Easement at 3003 Frontage Road

**Item #'s:** F-2

**Presenter(s):** Steven P. Riehle, Public Works Director

## **Background**

On July 23, 2007 Starostka Group Unlimited Inc. of Grand Island, NE submitted an application for vacation of the easement at 3003 Frontage Road (Lot 1 Commercial Industrial Park Third Subdivision). Council action is necessary to approve the vacation.

## **Discussion**

The easement has never been occupied or used by a public utility and is not needed for the property to develop as planned. This easement actually interferes with the proposed layout for a building on the property.

## **Alternatives**

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

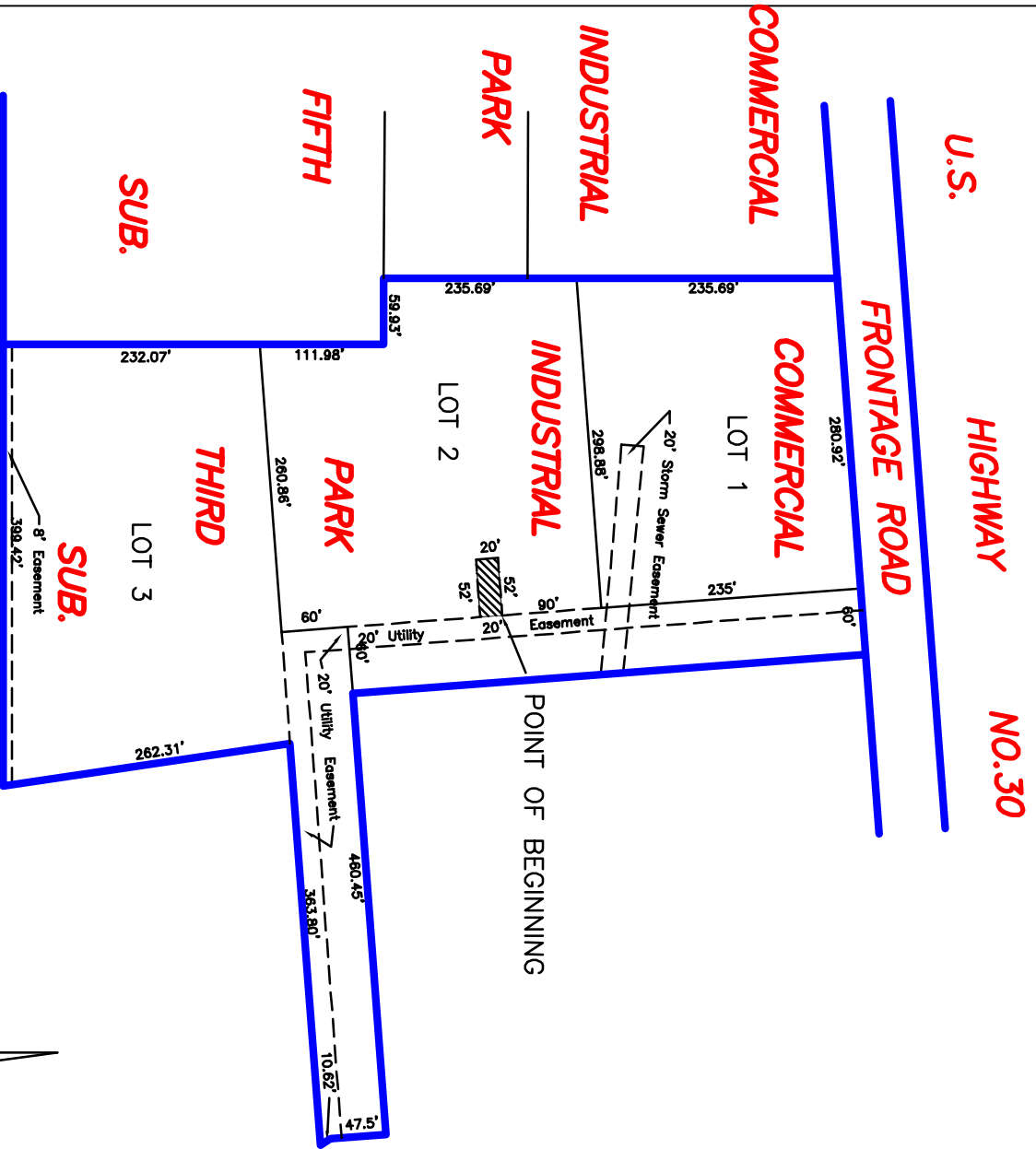
1. Move to approve
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

## **Recommendation**

City Administration recommends that the Council approve the vacation of the easement at 3003 Frontage Road.

## **Sample Motion**

Motion to approve the vacation of the easement at 3003 Frontage Road.



**LEGEND**  
 EASEMENT AREA VACATED



**EXHIBIT "A"**

\* This Space Reserved for Register of Deeds \*

ORDINANCE NO. 9131

An ordinance to vacate a portion of an existing public utility easement 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 public utility easement of 3003 Frontage Road in Lot 2 of Commercial Industrial Park Third Subdivision in the City of Grand Island, Hall County, Nebraska, more particularly described as follows:

Beginning at a point on the extension of the east line of Lot 1, Commercial Industrial Park Third Subdivision; said point being ninety feet (90') South of the Southeast Corner, Lot 1, Commercial Industrial Park Third Subdivision; thence continuing southerly on said line for a distance of twenty feet (20'); thence westerly on a line perpendicular to said East line for a distance of fifty-two feet (52'); thence northerly on a line parallel with said East line for a distance of twenty feet (20'); thence easterly on a line perpendicular with said East line for a distance of fifty-two feet (52'), to the point of beginning,

is hereby vacated. Such public utility easement to be vacated is shown and more particularly described on Exhibit A attached hereto.

Approved as to Form	☐ _____
August 2, 2007	☐ City Attorney

ORDINANCE NO. 9131

SECTION 2. This ordinance is directed to be filed in the office of the Register of Deeds of Hall County, Nebraska.

SECTION 3. 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: August 7, 2007.

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Margaret Hornady, Mayor

Attest:

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RaNae Edwards, City Clerk