

City of Scottsbluff, Nebraska

Tuesday, January 17, 2023

Regular Meeting

Item Resolut.3

Council to consider action on the first reading of the revised Ordinance regarding the vacation of Lots 2A and 3A, Block 7, Fairway Estates.

Staff Contact: Zachary Glaubius, Planning Administrator

Agenda Statement

Item No.

For Meeting of: 12-19-22

AGENDA TITLE: Council to discuss and consider action on revised ordinance regarding the vacation of Lot 2A and 3A, Block 7, Fairway Estates.

SUBMITTED BY DEPARTMENT/ORGANIZATION: Development Services

PRESENTATION BY: Zachary Glaubius, Planning Administrator

SUMMARY EXPLANATION: The Scotts Bluff County Register of Deeds has requested Ordinance 4292 regarding a plat vacation in the Fairway Estates subdivision to be repealed and replaced with a new ordinance which includes legal descriptions.

BOARD/COMMISSION/STAFF RECOMMENDATION: Staff recommends approval

Does this item require the expenditure of funds?

_____yes _____no

Are funds budgeted?

_____yes _____no

If no, comments:

Estimated Amount

Amount Budgeted

Department

Account Description

Approval of funds available

City Finance Director

EXHIBITS

Resolution ☐

Ordinance ☒

Contract ☐

Minutes ☐

Plan/Map ☐

Other (specify) Staff Report

NOTIFICATION LIST: Yes ☐ No ☐ Further Instructions ☐

Please list names and addresses required for notification.

APPROVAL FOR SUBMITTAL:

City Manager

Rev: 12/14/ City Clerk

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF SCOTTSBLUFF, NEBRASKA REPEALING ORDINANCE NO. 4292 AND VACATING LOT 2A, BLOCK 7, A REPLAT OF LOT 2, BLOCK 7 FAIRWAY ESTATES, AND LOT 3A, A REPLAT OF LOTS 3 AND 4, BLOCK 7, FAIRWAY ESTATES, AN ADDITION SITUATED IN THE SOUTHEAST QUARTER OF SECTION 10, TOWNSHIP 22 NORTH, RANGE 55 WEST OF THE 6TH P.M. , SCOTTS BLUFF COUNTY, NEBRASKA, AND VACATING LOT 3A, A REPLAT OF LOTS 3 AND 4, BLOCK 7, FAIRWAY ESTATES , AN ADDITION SITUATED IN THE SOUTHEAST QUARTER OF SECTION 10, TOWNSHIP 22 NORTH, RANGE 55 WEST OF THE 6TH P.M. LOCATED IN SCOTTS BLUFF COUNTY, NEBRASKA, PROVIDING FOR AN EFFECTIVE DATE AND PROVIDING FOR PUBLICATION IN PAMPHLET FORM.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF SCOTTSBLUFF, NEBRASKA:

Section 1. The owners of the property involved, Matt Carpenter and Gena Carpenter, have requested the City of Scottsbluff vacate property they own to allow for replat. The City, on November 7, 2022 passed Ordinance No. 4292 purporting to vacate the property they own. However, the Scotts Bluff County Register of Deeds has requested a new Ordinance with legal descriptions provided by them for the Ordinance. Therefore, the City now repeals Ordinance No. 4292 and in its place approves this vacation Ordinance.

Section 2. The City Council finds that the requesting parties are the owners of the property and it is in the best interest of the City that the property be vacated as requested by the owner and use the legal descriptions provided by the Scotts Bluff County Register of Deeds.

Section 3. Lot 2A, Block 7, a replat of Lot 2, Block 7, Fairway Estates and Lot 3A, a replat of Lots 3 and 4, Block 7, Fairway Estates, an addition situated in the Southeast Quarter of Section 10, Township 22North, Range 55 West of the 6th P.M., Scotts Bluff County, Nebraska and Lot 3A, a replat of Lots 3 and 4, Block 7, Fairway Estates, an addition situated in the Southeast Quarter of Section 10, Township 22North, Range 55 West of the 6th P.M., located in Scotts Bluff County, Nebraska, are now hereby vacated to allow for a replat of the property.

Section 4. This Ordinance shall become effective upon its passage, approval and publication shall be in pamphlet form.

PASSED AND APPROVED on_____, 2023.

Attest:

Jeanne McKerrigan, Mayor

City Clerk (Seal)

Approved as to form:

City Attorney