City of Scottsbluff, Nebraska

Monday, April 1, 2024 Regular Meeting

Item Resolut.2

Council to discuss and consider action on the Preliminary Plat and Final Plat of Lots 1-2, Block 1, Seth Raymond Subdivision and authorize the Mayor to sign the Resolution.

Staff Contact: Zachary Glaubius, Development Services Director

RESOLUTION NO. 24-

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

WHEREAS, BE IT RESOLVED, the preliminary and final plat of Lots 1 and 2, Block 1, Seth Raymond Subdivision, Scotts Bluff County, Nebraska, situated in the Southwest Quarter of the Southeast Quarter of Section 11, Township 22 North, Range 55 West of the 6th P.M., Scotts Bluff County, Nebraska dated February 28, 2024, duly made, acknowledged and certified, is approved and the Mayor is authorized to sign the Final Plat on behalf of the City of Scottsbluff, Nebraska (the "City"). Based upon a recommendation from the Development Services and Public Works Departments of the City, the approval of the Final Plat is on the condition the Owner connects Lot 1 to the City sewer system within 5 years of the date of this approval or when the current septic system fails, whichever occurs sooner. Such final plat is ordered to be filed and recorded in the office of the Register of Deeds, Scotts Bluff County, Nebraska.

Passed and approved t	this day of April 2024.	
	Manage	
ATTEST:	Mayor	
City Clerk		



City of Scottsbluff Subdivision Application

Permit Identifier 2024-14SD

Type: Final Plat

Applicant Name Survey Dept MC Schaff Applicant Address 818 S BELTLINE HWY

(Gregg Schilz) E SCOTTSBLUFF,

0

Nebraska

Applicant Email survey@mcschaff.com Applicant Phone 3086351926

Contact Name Daniel Raymond Contact Address 210570 W 42nd St

Conact Email Contact Phone 3086318930

Subdivision Information

Proposed Name of Subdivision Seth Raymond Subdivision

General Location/Address 210570 W 42ND ST

Legal Description see attached

Current Zoning District(s) Ag

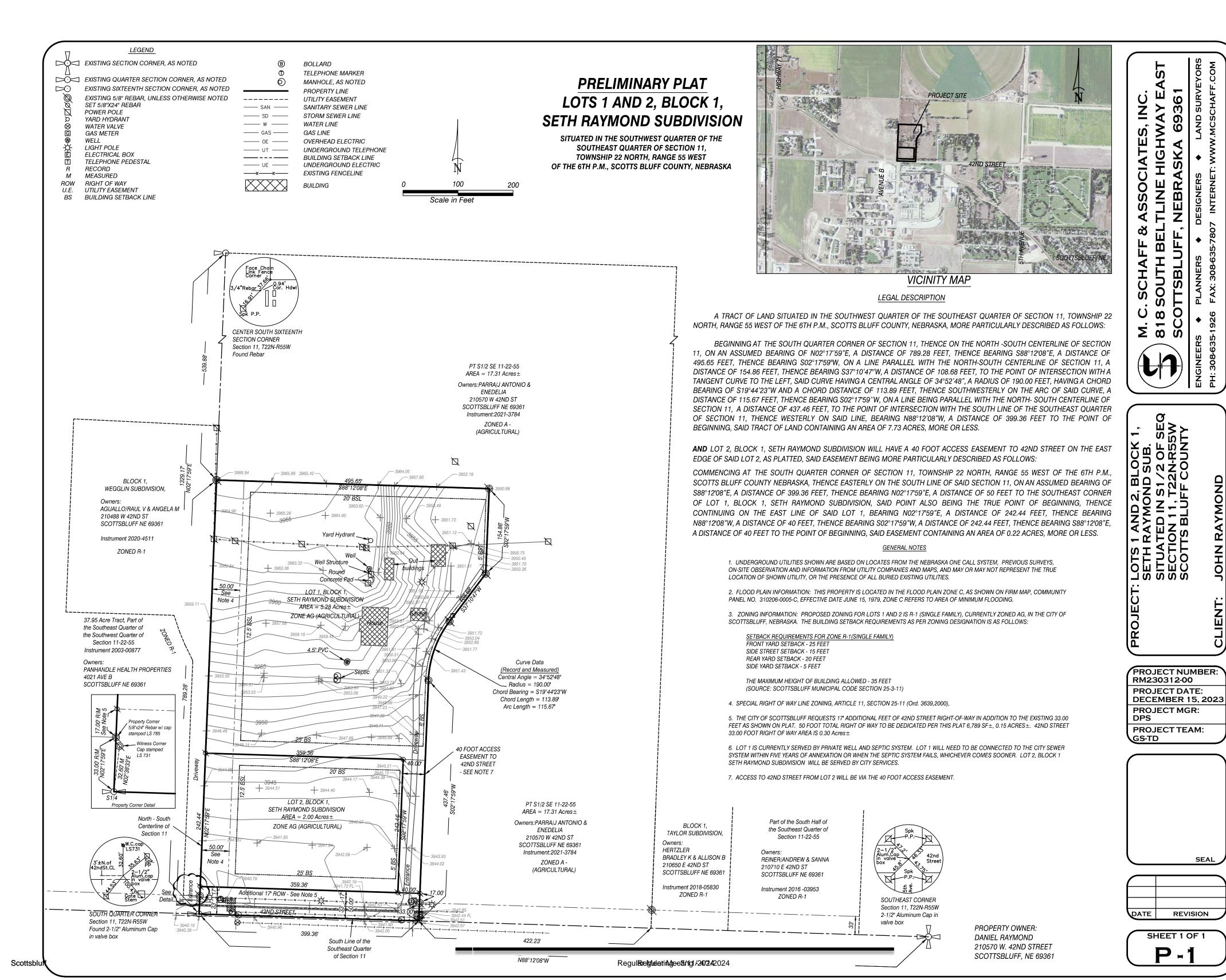
Total Area (square feet or acre) 7.73 Acres

Number of Past Replat/Plat Amendments

Describe the reason for the subdivision

Same as Prelim Plat Application

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City of Scottsbluff Planning Commission

Development Services Staff Report – Zachary Glaubius

Prepared on: February 29, 2024 For Hearing of: March 11, 2024



I. GENERAL INFORMATION

A. Applicant: Daniel Raymond

210570 W 42nd Street Scottsbluff, NE 69361

B. Property

Owner: Same as applicant

C. Proposal: Preliminary Plat and Final Plat, Lots 1-2, Block 1, Seth Raymond Subdivision

D. Legal Description: See Preliminary Plat

E. Location: 210570 W. 42nd Street

F. Existing Zoning & Land Use: A – Agricultural and Acreage

G. Proposed Zoning: R-1 Single-Family Residential

H. Size of Site: Approximately 7.73 Acres

II. BACKGROUND INFORMATION

A. General Neighborhood/Area Land Uses and Zoning:

Direction From Subject Site	Future Land Use Designation	Current Zoning Designation	Surrounding Development
North	Residential	A Agricultural	Farmland
East	Residential	A Agricultural	Acreage and Farmland
South	Avenue B & Hospital Campus	O&P Office and Professional	Regional West Medical Center
West	Avenue B & Hospital Campus	R-1A Single-Family Residential	Acreage

B. Relevant Case History

1. Land is currently an AEDS which was approved in 2019.

III. ANALYSIS

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A. Comprehensive Plan: The Future Land Use Map of the Comprehensive Plan currently shows the site as Residential.

B. Traffic & Access:

- 1. Access to the subdivision will be via 42nd Street.
- **2.** An access easement on the flagpole portion Lot 1 will serve as the access to 42nd Street for both Lot 1 and Lot 2.
 - i. The City will not allow for an additional curb cut due to 42nd Street being an arterial street.
- **3.** 50' of right-of-way will be dedicated for 42nd Street.
- **4.** A 50' special right-of-way along the west edge of the subdivision will be platted in the event Avenue B is continued along the quarter section line.

C. Utilities:

- 1. Water, sewer, and stormwater mains are located in the right-of-way of 42nd Street.
- 2. Lot 1 is currently served by city water and has a septic system.
 - i. Per §18-2-1, annexed premises must connect to city sewer within 1 year of annexation; or
 - ii. The City Council may extend the time of connecting to city sewer based on a time frame and/or situation.
 - 1. Development
- **3.** Lot 2 will be served by both city water and sewer.

IV. STAFF COMMENTS

- **A.** Regarding the connection of Lot 1 to city sewer, the Development Services and Public Works Departments propose a 5-year extension or when the septic system fails; whichever occurs sooner. The owner of Lot 1 will have 1 year to connect to city sewer in the event the septic system fails.
- **B.** Per §25-3-23 (S), quarter section lines which do not have a street established shall have street setbacks applied to the part of the tract which abuts the quarter section line. The quarter section line shall be treated as a 100' wide street.
- **C.** The subdivision will be annexed into the City of Scottsbluff.

V. FINDINGS OF FACT

A. Findings of Fact to Recommend Its Approval May Include:

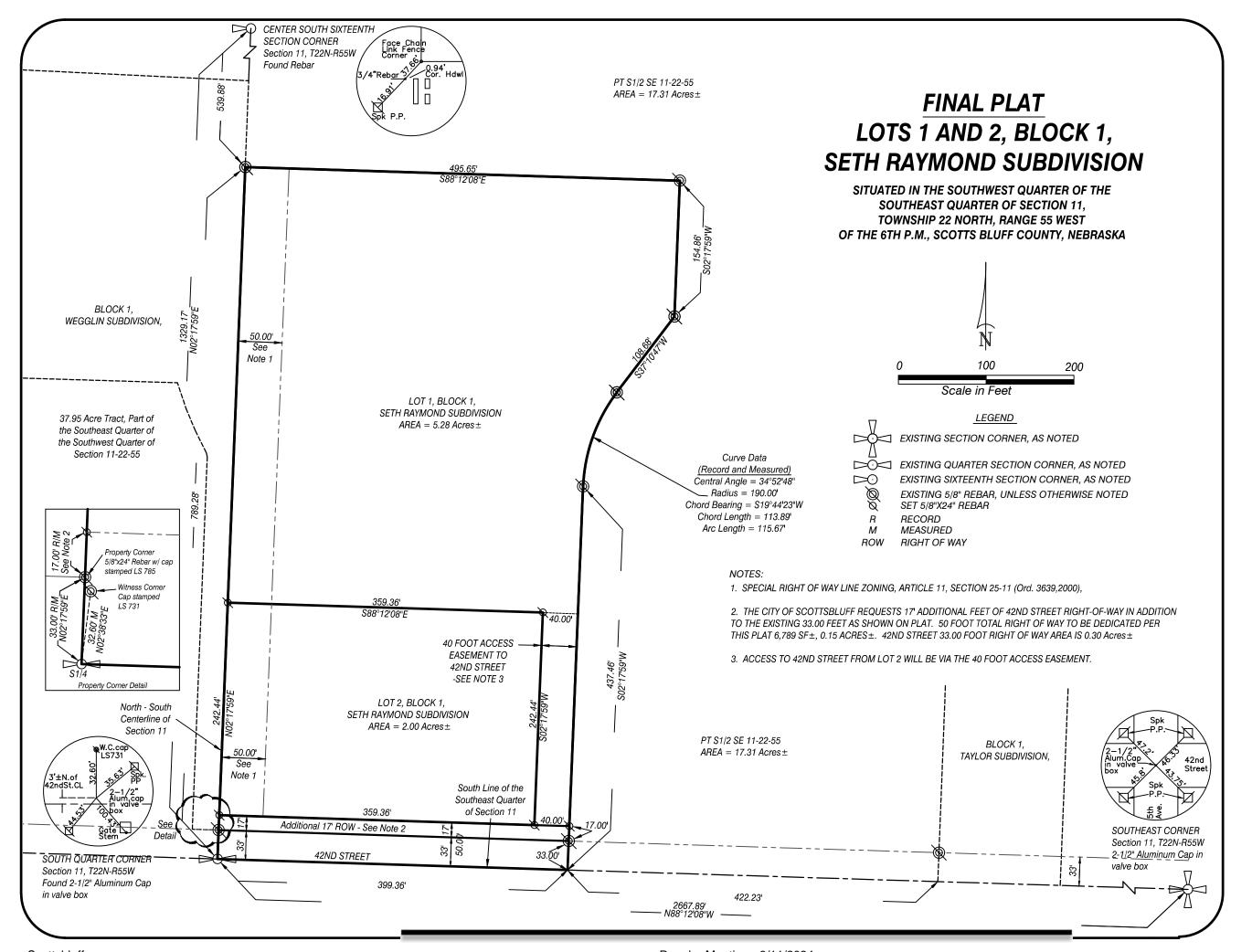
- **1.** The Comprehensive Plan identifies the area as Residential, and the subdivision and proposed rezone comply with the plan.
- **2.** The minimum lot size requirement for the R-1 zoning district is 12,000 square feet, and the smallest proposed lot is 2 acres.
- 3. Both lots have the minimum 20' of public road frontage

B. Findings of Fact to Not Recommend Approval May Include:

1. None

VI. STAFF RECCOMENDATION





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SURVEYOR'S CERTIFICATE

I, GREGG M. SCHILZ, NEBRASKA REGISTERED LAND SURVEYOR NO. 785, DULY REGISTERED UNDER THE LAND SURVEYOR'S REGULATION ACT, HEREBY CERTIFY I, OR UNDER MY DIRECT SUPERVISION, HAVE SURVEYED LOTS 1 AND 2, BLOCK 1, SETH RAYMOND SUBDIVISION, SITUATED IN THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 11, TOWNSHIP 22 NORTH, RANGE 55 WEST OF THE 6TH P.M., SCOTTS BLUFF COUNTY, NEBRASKA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTH QUARTER CORNER OF SECTION 11, THENCE ON THE NORTH -SOUTH CENTERLINE OF SECTION 11, ON AN ASSUMED BEARING OF N02°17′59″E, A DISTANCE OF 789.28 FEET, THENCE BEARING S88°12′08″E, A DISTANCE OF 495.65 FEET, THENCE BEARING S02°17′59″W, ON A LINE PARALLEL WITH THE NORTH-SOUTH CENTERLINE OF SECTION 11, A DISTANCE OF 154.86 FEET, THENCE BEARING S37°10′47′W, A DISTANCE OF 108.68 FEET, TO THE POINT OF INTERSECTION WITH A TANGENT CURVE TO THE LEFT, SAID CURVE HAVING A CENTRAL ANGLE OF 34°52′48″, A RADIUS OF 190.00 FEET, HAVING A CHORD BEARING OF S19°44′23″W AND A CHORD DISTANCE OF 113.89 FEET, THENCE SOUTHWESTERLY ON THE ARC OF SAID CURVE, A DISTANCE OF 115.67 FEET, THENCE BEARING S02°17′59″W, ON A LINE BEING PARALLEL WITH THE NORTH- SOUTH CENTERLINE OF SECTION 11, A DISTANCE OF 437.46 FEET, TO THE POINT OF INTERSECTION WITH THE SOUTH LINE OF THE SOUTHEAST QUARTER OF SECTION 11, THENCE WESTERLY ON SAID LINE, BEARING N88°12′08″W, A DISTANCE OF 399.36 FEET TO THE POINT OF BEGINNING, SAID TRACT OF LAND CONTAINING AN AREA OF 7.73 ACRES, MORE OR LESS.

AND LOT 2, BLOCK 1, SETH RAYMOND SUBDIVISION WILL HAVE A 40 FOOT ACCESS EASEMENT TO 42ND STREET ON THE EAST EDGE OF SAID LOT 2, AS PLATTED, SAID EASEMENT BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTH QUARTER CORNER OF SECTION 11, TOWNSHIP 22 NORTH, RANGE 55 WEST OF THE 6TH P.M., SCOTTS BLUFF COUNTY NEBRASKA, THENCE EASTERLY ON THE SOUTH LINE OF SAID SECTION 11, ON AN ASSUMED BEARING OF S88°12'08"E, A DISTANCE OF 399.36 FEET, THENCE BEARING N02°17'59"E, A DISTANCE OF 50 FEET TO THE SOUTHEAST CORNER OF LOT 1, BLOCK 1, SETH RAYMOND SUBDIVISION, SAID POINT ALSO BEING THE TRUE POINT OF BEGINNING, THENCE CONTINUING ON THE EAST LINE OF SAID LOT 1, BEARING N02°17'59"E, A DISTANCE OF 242.44 FEET, THENCE BEARING N88°12'08"W, A DISTANCE OF 40 FEET, THENCE BEARING S02°17'59"W, A DISTANCE OF 242.44 FEET, THENCE BEARING S88°12'08"E, A DISTANCE OF 40 FEET TO THE POINT OF BEGINNING, SAID EASEMENT CONTAINING AN AREA OF 0.22 ACRES, MORE OR LESS.

THAT THE ACCOMPANYING PLAT IS A TRUE DELINEATION OF SAID SURVEY DRAWN TO A SCALE OF 100 FEET TO THE INCH. THAT ALL MONUMENTS FOUND OR SET ARE MARKED AS SHOWN. THAT ALL DIMENSIONS ARE IN FEET AND DECIMALS OF A FOOT. THAT SAID SURVEY, TO THE BEST OF MY KNOWLEDGE AND BELIEF IS TRUE, CORRECT AND IN ACCORDANCE WITH THE LAND SURVEYORS REGULATION ACT IN EFFECT AT THE TIME OF THIS SURVEY

, 2024.							
FOR THE FIRM OF M. C. SCHAFF AND ASSOCIATES, INC.							
'85							

LOTS 1 AND 2, BLOCK 1, SETH RAYMOND SUBDIVISION, SCOTTSBLUFF, NEBRASKA SHEET 2 OF 3 JOB# RM230312-00

OWNER'S STATEMENT

I, THE UNDERSIGNED, BEING THE OWNER OF A TRACT OF LAND SITUATED IN THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 11, TOWNSHIP 22 NORTH, RANGE 55 WEST OF THE 6TH P.M., SCOTTS BLUFF COUNTY, NEBRASKA AS DESCRIBED IN THE FOREGOING `SURVEYOR'S CERTIFICATE' AND SHOWN ON THE ACCOMPANYING PLAT HAVE CAUSED SUCH REAL ESTATE TO BE PLATTED AS LOTS 1 AND 2, BLOCK 1, SETH RAYMOND SUBDIVISION, SITUATED IN THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 11, TOWNSHIP 22 NORTH, RANGE 55 WEST OF THE 6TH P.M., SCOTTS BLUFF COUNTY, NEBRASKA.

THAT THE FOREGOING PLAT IS MADE WITH THE FREE CONSENT AND IN ACCORDANCE WITH THE DESIRES OF THE UNDERSIGNED OWNER, I HEREBY DEDICATE THE STREETS, EASEMENTS AND RIGHT OF WAYS AS SHOWN ON THE PLAT FOR THE USE AND BENEFIT OF THE PUBLIC.

DATED THIS	DAY OF	, 2024.		
OWNER:				
BY: DANIEL E. RAY	MOND	_		
	/	ACKNOWLED	GEMENT	
STATE OF NEBRASE COUNTY OF SCOTT	,			
RAYMOND, OWNER	R, TO ME KNOWN T	O BE THE IDENTICAL	N SAID COUNTY, PERSON PERSON WHOSE SIGNATUF THE EXECUTION THEREOF T	RE IS AFFIXED TO THE
WITNESS MY HAND	AND SEAL THIS	DAY OF	, 2024.	
			NOTARY PUBLIC	
MY COMMISSION E.	XPIRES			

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LOTS 1 AND 2, BLOCK 1, SETH RAYMOND SUBDIVISION. ANNEXATION APPROVAL AND ACCEPTANCE SCOTTSBLUFF. NEBRASKA SHEET 3 OF 3 NOW THEREFORE BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF SCOTTSBLUFF, JOB# RM230312-00 NEBRASKA THE REAL ESTATE WHICH IS PLATTED AS LOTS 1 AND 2, BLOCK 1, SETH RAYMOND SUBDIVISION, SITUATED IN THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 11, TOWNSHIP 22 NORTH, RANGE 55 WEST OF THE 6TH P.M., SCOTTS BLUFF COUNTY, NEBRASKA, PURSUANT TO SECTION 19-916 OF THE NEBRASKA REVISED STATUTES SHALL BE INCLUDED WITHIN THE CORPORATE LIMITS OF THE CITY OF SCOTTSBLUFF, SCOTTS BLUFF COUNTY, NEBRASKA SHALL BE AND BECOME PART OF SAID CITY FOR ALL PURPOSES WHATSOEVER, THAT THE INHABITANTS OF SAID ADDITION SHALL BE ENTITLED TO ALL THE RIGHTS AND PRIVILEGES, SHALL BE SUBJECT TO ALL THE LAWS, ORDINANCES, RULES AND REGULATIONS OF THE CITY OF SCOTTSBLUFF, NEBRASKA. BE IT FURTHER RESOLVED THAT THE INCLUSION AS LOTS 1 AND 2, BLOCK 1, SETH RAYMOND SUBDIVISION, SITUATED IN THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 11, TOWNSHIP 22 NORTH, RANGE 55 WEST OF THE 6TH P.M., SCOTTS BLUFF COUNTY, NEBRASKA, WITHIN THE CORPORATE LIMITS OF THE CITY OF SCOTTSBLUFF, NEBRASKA IS SUBJECT TO THE FINAL PLAT BEING FILED WITH THE SCOTTS BLUFF COUNTY REGISTER OF DEEDS PASSED AND APPROVED THIS DAY OF 2024. Mayor: Jeanne McKerrigan ATTEST: City Clerk APPROVAL AND ACCEPTANCE The foregoing plat of LOTS 1 AND 2, BLOCK 1, SETH RAYMOND SUBDIVISION, SITUATED IN THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 11, TOWNSHIP 22 NORTH, RANGE 55 WEST OF THE 6TH P.M., SCOTTS BLUFF COUNTY, NEBRASKA is hereby approved by the Mayor and City Council of the City of Scottsbluff, Scotts Bluff County, Nebraska, by resolution duly passed this ______ day of _______, 2024. Mayor: Jeanne McKerrigan ATTEST: City Clerk

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Aerial Overview

REPLAT AND REZONE FROM A to R-1





Proposed Changes

Street Centerlines

CLASS

Highway

Main Road

Residential/Rural

_____ Parcels

Taylor Stephens City of Scottsbluff GIS Created on 2/26/2024 Coordinate System: NAD 1983 (2011) StatePlane Nebraska FIPS 2600 Feet Lambert Conformal Conic

The City makes no representation or warranty as to the accuracy, timeliness, or completeness, and in particular, its accuracy in labeling or displaying dimensions, contours, property boundaries, or placement or location of any map features thereon.

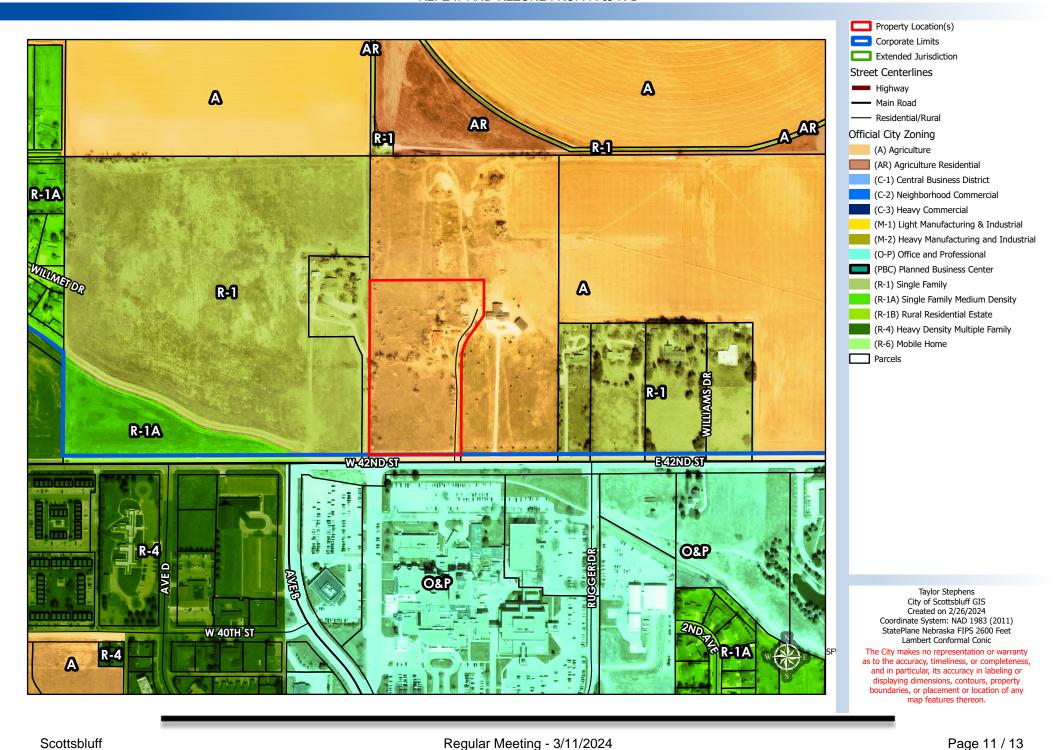
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Zoning Overview

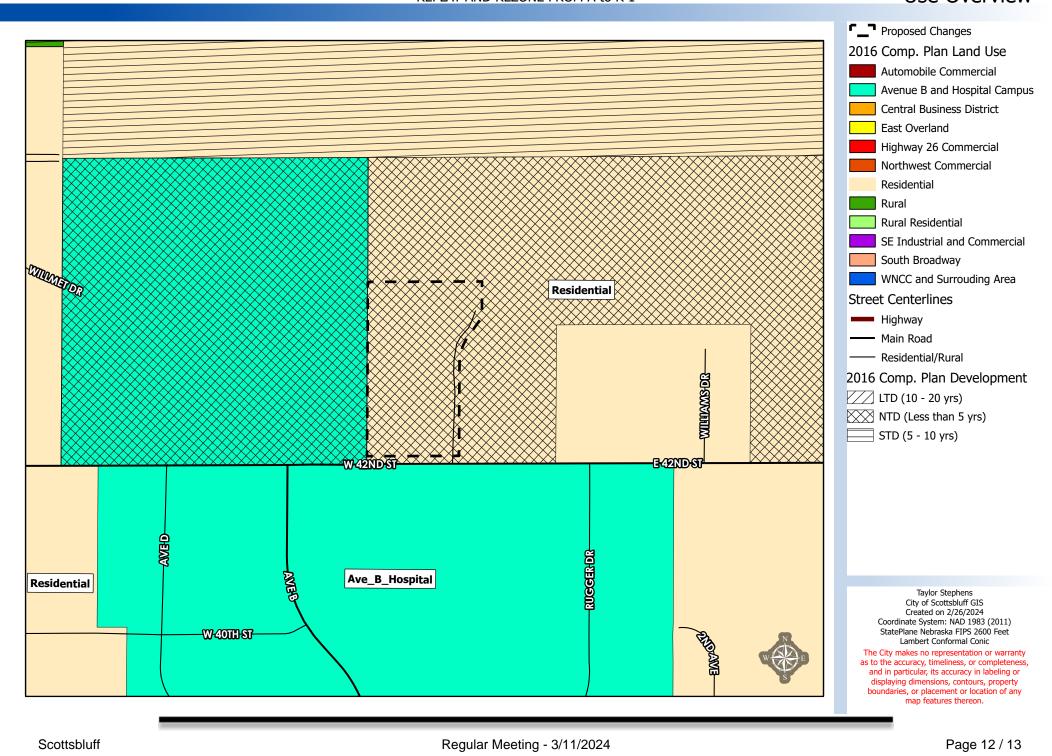
REPLAT AND REZONE FROM A to R-1





2016 Comp. Plan Future Land Use Overview

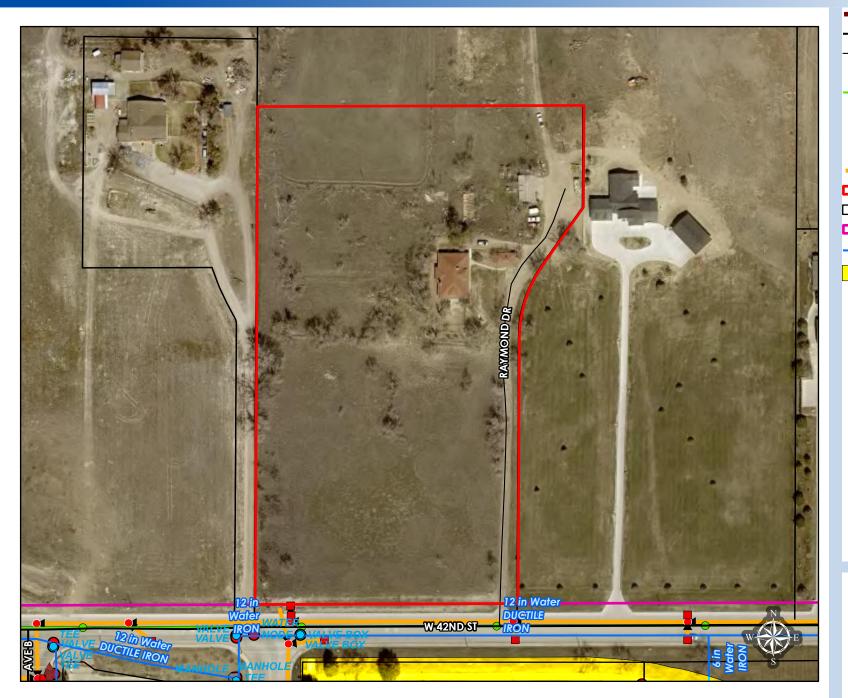
REPLAT AND REZONE FROM A to R-1





Utilities Overview

REPLAT AND REZONE FROM A to R-1



Main Road

--- Residential/Rural

Highway

Wastewater MH

Wastewater Lines

Outfall

Stormwater Inlet

Stormwater Manhole

Stormwater Arc

Proposed Property

Parcels

Corporate Limits

Water_Lines

Easements

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