

City of Scottsbluff, Nebraska

Monday, April 20, 2015

Regular Meeting

Item Subdiv.2

Council to consider an Ordinance to vacate with vacation plat of Lot 4, Block 2, Riverview Estates, and a portion of Mallard Road, situated in the NE ¼ of Section 17, Scotts Bluff Co., NE.

Staff Contact: Rick Kuckkahn, City Manager

Agenda Statement

Item No.

For meeting of: April 20, 2015

AGENDA TITLE: Ordinance to Vacate with Vacation Plat of – Lot 4, Block 2, Riverview Estates, and a portion of Mallard Road, situated in the NE ¼ of Section 17, T22N, R55W of the 6th P.M., Scotts Bluff County, Nebraska.

SUBMITTED BY DEPARTMENT/ORGANIZATION: Development Services

PRESENTATION BY: Rick Kuckkahn

SUMMARY EXPLANATION: Jason Zitterkopf and the City of Gering have requested an ordinance to vacate Lot 4, Block 2, River Run Estates and a portion of Mallard Road which abuts the City of Gering well property and lots 3 & 4, Block 1, River Run estates belonging to Mr. Zitterkopf. This ordinance and vacation plat are requested as part of the final plat for Lots 3A, and 9A, amended River Run Estates Idlewylde Addition, these lots are located west of County Road 19 and north of Pheasant Drive in the City's extra territorial jurisdiction. The City of Gering approved the vacation of Lot 4, and a portion of Mallard Road at their Council meeting of April 13, 2015. Scotts Bluff County was notified of the proposed changes and approved the changes to the proposed final plat.

BOARD/COMMISSION RECOMMENDATION: The Planning Commission approved the ordinance to vacate with vacation plat at their regular meeting of April 13, 2015.

STAFF RECOMMENDATION: Staff recommends City Council approve the ordinance to vacate with vacation plat of Lot 4, Block 2, River Run Estates and a portion of Mallard Road.

EXHIBITS

Resolution Ordinance x Contract Minutes x Plan/Map x

Other (specify) _____

NOTIFICATION LIST: Yes No x Further Instructions

APPROVAL FOR SUBMITTAL: _____
City Manager

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF SCOTTSBLUFF, NEBRASKA, VACATING LOT 4, BLOCK 2 OF RIVER RUN ESTATES SUBDIVISION AND A PORTION OF MALLARD ROAD, SITUATED IN THE NORTHEAST QUARTER OF SECTION 17, TOWNSHIP 22 NORTH, RANGE 55 WEST OF THE 6TH P.M., IN SCOTTS BLUFF COUNTY, NEBRASKA.

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

Section 1. The owners of the property involved have requested the City of Scottsbluff vacate the following property to allow for a replat:

Lot 4, Block 2 of River Run Estates Subdivision and a portion of Mallard Road, all situated in Northeast Quarter of Section 17, Township 22 North, Range 55 West of the 6th Principal Meridian, in Scotts Bluff County, Nebraska. The portion of Mallard Road being more particularly described as follows: Commencing at the East Quarter of Section 17, Township 22 North, Range 55 West, of the 6th Principal Meridian, whence the Northeast corner of said Section 17, bears North 02°14'22" East, a distance of 2642.35 feet, thence North 35°45'14" West, a distance of 1161.64 feet to a point on the West right of way line of Mallard Road, said point also being the point of beginning; thence along said west right of way line of Mallard Road, North 02°14'22" East, a distance of 1,202.67 feet to a point on the South right of way line of Woodline Road; thence along said South right of way line of Woodline Road, South 89°23'19" East a distance of 50.02 feet to a point on the East right of way line of Mallard Road; thence continuing along said East right of way line of Mallard Road; South 02°14'22" West, a distance of 1,203.80 feet; thence North 88°05'35" West, a distance of 50.00 feet, more or less, to the point of beginning. The above described parcel contains 60,162 sq. ft. (1.38 acres), more or less.

As more fully set forth in the vacation plat, marked as Exhibit "A", to this Ordinance and incorporated by this reference.

Section 2. The City Council finds that the requesting parties are the Owners and that it is in the best interest of the City that the property be vacated as requested.

Section 3. Lot 4, Block 2 of River Run Estates Subdivision and a portion of Mallard Road, all situated in the Northeast Quarter of Section 17, Township 22 North, Range 55 West of the 6th p.m., in Scotts Bluff County, Nebraska, are hereby vacated to allow for a replat of the property.

Section 4. This Ordinance shall become effective upon its passage, approval and publication as provided by law.

PASSED AND APPROVED on _____, 2015.

Mayor

ATTEST:

City Clerk (Seal)

APPROVED TO FORM:

City Attorney