

Ordinance 812

AN ORDINANCE OF THE CITY OF STANTON, NEBRASKA, TO AUTHORIZE THE VACATING OF ALLEY IN BLOCK 65, ORIGINAL TOWN TO THE CITY OF STANTON, NEBRASKA; TO AMEND THE OFFICIAL ZONING MAP OF THE CITY OF STANTON, NEBRASKA TO SHOW CHANGE IN SAID BLOCK; TO PROVIDE FOR THE REPEAL OF CONFLICTING ORDINANCES OR SECTIONS; TO PROVIDE WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND TAKE EFFECT.

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

SECTION 1. That the alley in Block 65, Original Town to the City of Stanton, Nebraska is hereby vacated.

SECTION 2. The governing body finds that vacating the above mentioned alley is expedient for the public good or in the best interests of the municipality and that the City shall retain an easement for maintaining all utilities as described:

a. There is reserved to the City of Stanton the right of ingress and egress over and across the alley in Block 65, Original Town to the City of Stanton, Nebraska; and

b. There is reserved to the City of Stanton the right to maintain, operate, repair, and renew public utilities existing at the time title to the property is vacated; and

c. There is reserved to the City of Stanton, any public utilities, and any cable television systems the right to maintain, repair, renew, and operate water mains, gas mains, pole lines, conduits, electrical appurtenances, including lateral connections or branch lines, on or below the surface of the ground that are existing as valid easements at the time title to the property is vacated for the purposes of serving the general public or the abutting properties and to enter upon the premises to accomplish such purposes at any and all reasonable times.

SECTION 3. The Clerk shall file a copy of the ordinance with the County Clerk, ex-officio Register of Deeds, to ensure that the abutting property owners receive their share of the vacated portion of the alley in the same proportion to the respective ownership of such lots and lands.

SECTION 4. The official zoning map shall be changed to show the alley in Block 65, Original Town to the City of Stanton, Nebraska to be vacated.

SECTION 5. That any ordinance or section passed and approved prior to passage, approval, and publication or posting of this ordinance and in conflict with its provisions is hereby repealed.

SECTION 6. This ordinance shall be in full force and take effect from and after its passage, approval and publication in pamphlet form as provided by law.

Passed and approved this 7th day of December, 2010

Colleen M. Paden, Mayor

Attest:

Nancy A. Morfeld, City Clerk