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AN ORDINANCE to amend Ordinances No. 19827 and No. 23592 pertaining to vacation of East and West Alley between Decatur Street and Parker Street from 30th Street to 31st Street, in the City of Omaha, Douglas County, Nebraska; to provide that said vacation shall be subject to conditions and limitations reserved to the City of Omaha with reference to sewers existing therein or in the future only on and below the surface of the ground on the West 15 feet and on the East 100 feet of said vacated alley; to provide the right of Omaha Public Power District to construct, maintain, repair, and renew and operate lines, conduits, and other services and equipment on or below the surface of the ground on the West 15 feet and on the East 100 feet of said vacated alley; to provide for reservations for lateral connections; to repeal Sections 1 of Ordinances No. 19827 and No. 23592 as passed; and to provide the effective date hereof.

WHEREAS, upon Petition of more than 75% of the property owners of taxable abutting property the Public Works Department and the Planning Department recommend that the rights reserved in the aforementioned Ordinances No. 19827 and No. 23592 be eliminated in part; and,

WHEREAS, the Public Works Department and Planning Department recommend that the rights reserved in the aforementioned ordinances No. 19827 and No. 23592 be eliminated in part.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF OMAHA:

Section 1. THAT Section 1 of Ordinances No. 19827 and No. 23592 be, and the same hereby is, amended to provide:

Section 1. THAT East and West Alley between Decatur Street and Parker Street from 30th Street to 31st Street, in the City of Omaha, be, and is hereby vacated; the vacating of the property hereindescribed, and the reversion thereof shall be subject to the condition and limitation that there is reserved to the City of Omaha the right to maintain, operate, repair and renew sewers now existing therein and in the future to construct, maintain, repair and renew additional or other sewers, but only on and below the surface of the ground on the West 15 feet and on the East 100 feet of said vacated alley; and also the right to authorize the Omaha Public Power District to construct, maintain, repair and renew and operate now existing or hereafter install lines, conduits and other similar services on equipment above, on and below the surface of the ground on the West fifteen feet and on the East one hundred feet of the said vacated alley for the purpose of serving the general public or abutting property; and the right so reserved shall also include such lateral connections or branch lines as may be ordered, desired or permitted by the City; and to enter upon the premise to accomplish the above purpose at any and all times.

I hereby certify that the foregoing is a true and correct copy of the original document now on file in the City Clerk's office.

BY

Mary Gallagher
CITY CLERK

Section 2. THAT Section 1 of Ordinances No. 19827 and No. 23592 be, and the same hereby is, repealed.

Section 3. THAT this Ordinance shall be in full force and take effect Fifteen (15) days from and after the date of its passage.

INTRODUCED BY COUNCILMAN

167 J. G. Gentry

APPROVED BY:

167 J. G. Gentry 3/2/66

PASSED MAR 1 1966

Acting Mayor, City of Omaha

Date

ATTEST:

Mary Galleghan Carney
CITY CLERK OF
THE CITY OF OMAHA

APPROVED AS TO FORM:

Edmund W. Steiner
ATTORNEY

I hereby certify that the foregoing is a true and correct copy of the original document now on file in the City Clerk's office.

Mary Galleghan Carney
BY CITY CLERK

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