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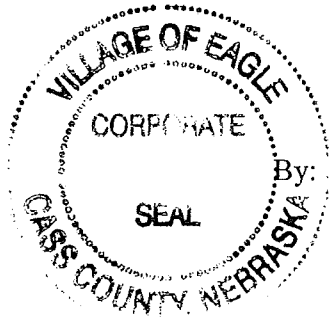
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CERTIFICATION

I, Nick Nystrom, Clerk of the Village of Eagle, Nebraska, hereby certify that attached is a true, full and correct copy of Ordinance No. 2016-07 adopted by the Board of Trustees of the Village of Eagle, Nebraska on the 2nd day of August, 2016, as the same appears on file and of record in this office.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Village of Eagle, Nebraska, as of this 4th day of August, 2016.



VILLAGE OF EAGLE, NEBRASKA

By:

Nick Nystrom

Nick Nystrom, Village Clerk

MA

ORDINANCE NO. 2016-07

AN ORDINANCE OF THE VILLAGE OF EAGLE, CASS COUNTY, NEBRASKA, TO AMEND THE OFFICIAL ZONING MAP OF THE VILLAGE OF EAGLE, NEBRASKA, PERTAINING TO THE FOLLOWING-DESCRIBED REAL ESTATE, TO WIT: EAGLE EYRIE ADDITION, A SUBDIVISION OF A PART OF THE NORTHEAST QUARTER OF SECTION 29, TOWNSHIP 10 NORTH, RANGE 9 EAST, OF THE 6TH PRINCIPAL MERIDIAN, CASS COUNTY, NEBRASKA MORE PARTICULARLY DESCRIBED HEREIN, FROM AGRICULTURAL (AG) TO HIGHWAY COMMERCIAL (HC); TO PROVIDE THAT THE CHAIR AND THE APPROPRIATE DEPARTMENT, WHETHER ONE OR MORE OF THE VILLAGE OF EAGLE, NEBRASKA, ARE AUTHORIZED AND DIRECTED TO IMPLEMENT THIS ORDINANCE; TO PROVIDE FOR THE SEVERABILITY OF ANY SECTION, CLAUSE, OR PROVISION OR PORTION FOUND UNCONSTITUTIONAL OR INVALID; TO PROVIDE FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT HERewith; TO PROVIDE THAT THIS ORDINANCE SHALL BE PUBLISHED WITHIN THE FIRST 15 DAYS AFTER ITS PASSAGE AND APPROVAL EITHER IN PAMPHLET FORM OR BY POSTING IN THREE PUBLIC PLACES IN THE VILLAGE OF EAGLE, NEBRASKA, AND SHALL BE IN FULL FORCE AND TAKE EFFECT FROM AND AFTER ITS PASSAGE, APPROVAL, AND PUBLICATION, AS PROVIDED HEREIN; AND TO PROVIDE THAT THIS ORDINANCE SHALL NOT BE MADE A PART OF THE ZONING ORDINANCE OF THE VILLAGE OF EAGLE, NEBRASKA, EXCEPT AS TO SHOWING SAID CHANGE ON THE OFFICIAL ZONING MAP.

WHEREAS, Joe Carr and Dixie Carr are the owners of the following described real property: Eagle Eyrie Addition, a subdivision of a part of the Northeast Quarter of Section 29, Township 10 North, Range 9 East, of the 6th Principal Meridian, Cass County, Nebraska, Cass County, Nebraska and being more particularly described as follows: Referring to the Northeast corner of said Section 29; thence westerly on an assumed bearing of North 90°00'00" West, on the North line of the Northeast Quarter of Section 29, 955.91 feet; thence southerly South 00°00'00" East, 65.00 feet, to a point of intersection on the southerly right of way line of Highway 34, also being the true Point of Beginning; thence southerly South 00°06'25" East, 303.00 feet; thence westerly South 90°00'00" West, 246.00 feet; thence northerly North 00°06'25" West, 303.00 feet, to a point of intersection on the southerly right of way line of Highway 34; thence easterly North 90°00'00" East, on said right of way line, 246.00 feet, to the Point of Beginning. Containing a total calculated area of 74,538 square feet; or 1.711 acres, more or less, and,

WHEREAS, the Chair and Board of Trustees of the Village of EAGLE, Nebraska, pursuant to Ordinance No. 95-26 have adopted zoning for the Village of EAGLE, Nebraska, said ordinance cited and known as the Zoning Ordinance of the Village of EAGLE, Nebraska, and,

WHEREAS, said Zoning Ordinance of the Village of EAGLE, Nebraska, does provide for the Official Zoning Map of the Village of EAGLE, Nebraska, and,

WHEREAS, said Zoning Ordinance of the Village of EAGLE, Nebraska, does provide for various zoning districts within the corporate limits of the Village of EAGLE, Nebraska, and its extraterritorial jurisdiction, and,

WHEREAS, the Official Zoning Map of the Village of EAGLE, Nebraska, does indicate thereon the location of the various Zoning Districts of the Village of EAGLE, Nebraska, and its extraterritorial jurisdiction, pursuant to the Zoning Ordinance of the Village of EAGLE, Nebraska, and,

WHEREAS, said Official Zoning Map does indicate that the real estate to be rezoned is presently zoned Agricultural (AG) and,

WHEREAS, the owners have requested in writing that the Chair and Board of Trustees of the Village of EAGLE, Nebraska, amend the Official Zoning Map of the Village of EAGLE, Nebraska, to change the zoning upon the above-described real estate to Highway Commercial (HC) and,

WHEREAS, said Village of EAGLE Planning Commission did submit in writing its recommendations as to said zoning change, and,

WHEREAS, a notice of said change of zoning was posted upon the above described real estate such that it was easily visible from the street nearest said real estate, said notice having been posted at least ten (10) days prior to the date of this hearing, and,

WHEREAS, the Chair and Board of Trustees of the Village of EAGLE, Nebraska, have conducted a public hearing regarding said change of zoning and received evidence thereat,

NOW, THEREFORE, BE IT ORDAINED BY THE CHAIR AND BOARD OF TRUSTEES OF THE VILLAGE OF EAGLE, NEBRASKA, AS FOLLOWS:

1. That the findings here and above made should be, and are hereby made a part of this Ordinance as fully as if set out at length herein.
2. That the Official Zoning Map of the Village of EAGLE, Nebraska, be amended, as to the following-described real estate, to wit:

Eagle Eyrie Addition, a subdivision of a part of the Northeast Quarter of Section 29, Township 10 North, Range 9 East, of the 6th Principal Meridian, Cass County, Nebraska and being more particularly described as follows:

Referring to the Northeast corner of said Section 29; thence westerly on an assumed bearing of North 90°00'00" West, on the North line of the Northeast Quarter of Section 29, 955.91 feet; thence southerly South 00°00'00" East, 65.00 feet, to a point of intersection on the southerly right of way line of Highway 34, also being the true Point of Beginning; thence southerly South 00°06'25" East, 303.00 feet; thence westerly South 90°00'00" West, 246.00 feet; thence northerly North 00°06'25" West, 303.00 feet, to a point of intersection on the southerly right of way line of Highway 34; thence easterly North 90°00'00" East, on said right of way line, 246.00 feet, to the Point of Beginning.

Containing a total calculated area of 74,538 square feet, or 1.711 acres, more or less.

from Agricultural (AG) to Highway Commercial (HC).

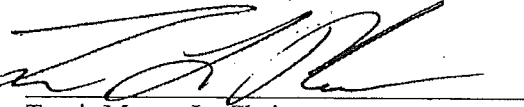
3. That the Chair and the appropriate Department, whether one or more, of the Village of EAGLE, Nebraska, are hereby authorized and directed to implement this Ordinance including the indication on the Official Zoning Map of the Village of EAGLE, Nebraska, as to the first above described real estate of this Change of Zoning.

4. That the Clerk of the Village of EAGLE, Nebraska be instructed to file a certified copy of this Ordinance with the Cass County Register of Deeds and that the Cass County Register of Deeds be instructed to index this Ordinance against the first above described legal description set forth above, which is contiguous to the Village of EAGLE, Cass County, Nebraska.
5. That should any section, paragraph, sentence or word of this Ordinance hereby adopted be declared for any reason to be invalid, it is the intent of the Chair and Board of Trustees of the Village of EAGLE, Nebraska, that it would have passed all other portions of this Ordinance independent of the elimination here from of any such portion as may be declared invalid.
6. That all Ordinances and parts of Ordinances passed and approved prior to the passage, approval, and publication of this Ordinance, in conflict herewith, are hereby repealed.
7. That this Ordinance shall be published within the first fifteen (15) days after its passage and approval either in pamphlet form or by posting in three (3) public places within the Village of EAGLE, Nebraska, and shall be effective on the fifteenth (15th) day from and after its passage, approval, and publication as provided herein.
8. That this Ordinance shall not be made a part of the Zoning Ordinance of the Village of EAGLE, Nebraska, except as to modifying the Zoning Map to reflect said change.


PASSED AND APPROVED this 2 day of August, 2016.

VILLAGE OF EAGLE, NEBRASKA

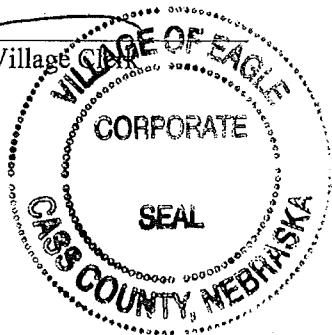
By


Travis Moore, Its Chair

ATTEST:

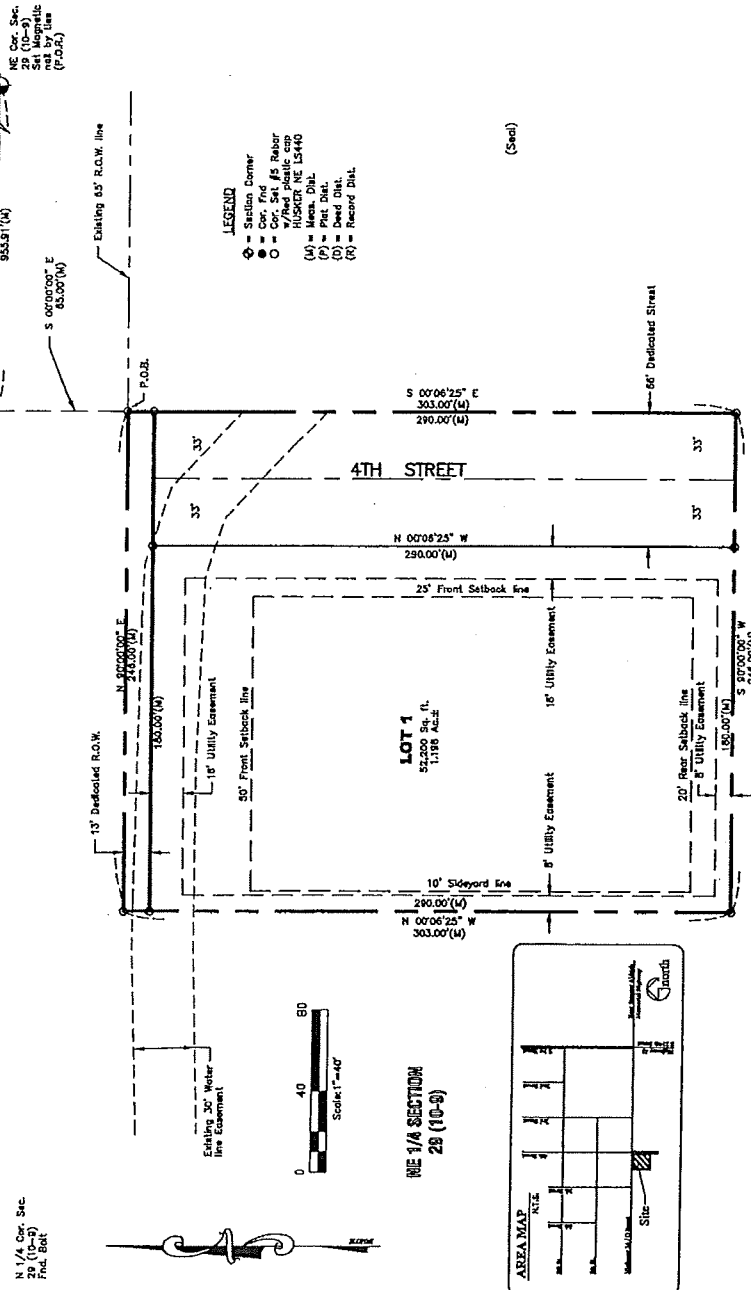

Nick Nystrom, Village

(SEAL)

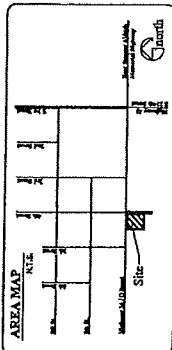


EAGLE EYRIE ADDITION FINAL PLAT

STATE HWY. 34



NE 1/4 SECTION
28 (10-3)



OWNER'S CERTIFICATION

We the undersigned Joe Marvin Carr and Diane Carr, owner(s) of the real estate shown and described herein, do hereby certify that we have laid out, platted and subdivided, and do hereby lay out, plat and subdivide, said real estate in accordance with this plat. This subdivision shall be known and designated as Eagle Eyrie Addition, on addition to the Village of Eagle, Nebraska. All Streets and alleys shown and not heretofore dedicated to the public use and not heretofore dedicated are hereby reserved for public use. Other public lands shown and not heretofore dedicated are hereby reserved for public use. Clear title to the lands contained in this plat is guaranteed. Any encumbrances or special assessments are explained as follows:

There are strips of ground shown on this plat and marked easement, reserved for the use of public utilities and subject to the paramount right of utility or village to install, repair, replace and maintain its installations.

WITNESS MY HAND:

Joe Marvin Carr _____ Date Carr _____

ACKNOWLEDGEMENT OF NOTARY

STATE OF NEBRASKA
COUNTY OF CASS

On this _____ day of _____, 2016, before me, the undersigned Notary Public, duly commissioned and qualified in and for said county, came Joe Marvin Carr and Diane Carr, owners, known by me to be the identical persons whose names are affixed to the foregoing plat, and they acknowledge the execution thereof to be their voluntary act and deed.

WITNESS my hand and Notarial Seal the day and year last above mentioned.

Notary Public _____ (Seal)

REVIEW OF CASS COUNTY SURVEYOR

This Final plat of Eagle Eyrie Addition was reviewed by the office of the Cass County Surveyor on this _____ day of _____, 20____.

Cass County Surveyor _____

ACCEPTANCE BY CASS COUNTY REGISTER OF DEEDS

Recorded on this _____ day of _____, 20____.

Cass County Register of Deeds _____

SURVEYOR'S CERTIFICATE

I hereby certify that I have accurately surveyed the subdivision as shown on Eagle Eyrie Addition, a subdivision of a part of the Northeast Quarter of Section 28, Township 10 North, Range 5 East, of the 6th Principal Meridian, Cass County, Nebraska and being more particularly described as follows:

Referring to the Northeast corner of said Section 28; thence westerly on an assumed bearing of North 90°00'00" West, on the North line of the Northeast Quarter of Section 28, 955.91 feet; thence southerly South 00°00'00" East, 85.00 feet, to a point of bearing; thence easterly along the southerly right of way line of Highway 34, also being the true Point of Beginning; thence southerly North 00°00'00" West, 246.00 feet; thence westerly South 90°00'00" West, 246.00 feet; thence northerly North 00°00'00" West, 246.00 feet; thence southerly North 90°00'00" East, on said right of way line, 246.00 feet, to the Point of Beginning. Containing a total calculated area of 74,538 square feet, or 1.711 acres, more or less.

I hereby certify that I am a Professional Land Surveyor, registered in compliance with the laws of the State of Nebraska, that I am a duly sworn and sworn to by me, or under my direct supervision, on May 17th, 2016, that any changes from the original plat to this final plat were made and approved by the Planning Commission and that all monuments shown thereon actually be installed and their position, be correctly shown and that all dimensions are in feet and decimals of a foot and geoidal data is correct.

ACCEPTANCE BY EAGLE VILLAGE BOARD

This Final plat of Eagle Eyrie Addition was approved by the Village Board of the Village of Eagle, Nebraska on this _____ day of _____, 20____, in accordance with the State Statutes of Nebraska.

Village Chair _____ (Village of Eagle SEAL)

ATTEST: Village Clerk _____

ACCEPTANCE BY THE EAGLE VILLAGE ENGINEER

This Final plat of Eagle Eyrie Addition was reviewed and approved by the Eagle Village Engineer on this _____ day of _____, 20____.

Eagle Village Engineer _____

APPROVAL OF EAGLE VILLAGE PLANNING COMMISSION

APPROVAL OF THE PLANNING COMMISSION OF EAGLE, NEBRASKA
This Final plat of Eagle Eyrie Addition was approved by the Eagle Planning Commission this _____ day of _____, 20____.

Chairperson, Eagle Planning Commission _____



James M. Egle, L.S. 440
Surveying, LLC
1400 S. 14th Street, Suite 101
Lincoln, NE 68508