



2019-03964
KELLIE JOHN
BUFFALO COUNTY REGISTER OF DEEDS
KEARNEY, NEBRASKA
RECORDED ON: 08/01/2019 08:55:12 AM
ORDINANCE
REC FEE: 46.00
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ESCROW: 46.00 CITY OF KEARNEY
CK:

Lauren Brandt, City Clerk
P.O. Box 1180
Kearney, NE 68848-1180

CERTIFICATE FOR ORDINANCE NO. 8350

STATE OF NEBRASKA)
COUNTY OF BUFFALO) SS
CITY OF KEARNEY)

I, LAUREN BRANDT, City Clerk of the City of Kearney, Buffalo County, Nebraska do hereby certify that the attached is a true and correct copy of Ordinance No. 8350 as was passed and approved by the City Council of the City of Kearney on the 25th day of June, 2019 as the same is filed in the Office of the City Clerk of Kearney, Nebraska.

WITNESS MY HAND AND SEAL this 26th of June, 2019.


LAUREN BRANDT
CITY CLERK



ORDINANCE NO. 8350

AN ORDINANCE TO CREATE PAVING IMPROVEMENT DISTRICT NO. 2019-1000; TO PROVIDE FOR THE DEFINITION OF THE BOUNDARIES AND TO PROVIDE FOR THE IMPROVEMENT OF A CERTAIN STREET THEREIN; TO PROVIDE FOR THE CHARGING OF SAID IMPROVEMENTS TO THE PROPERTY ABUTTING THEREON IN SAID DISTRICT BENEFITED THEREBY; TO REPEAL ALL ORDINANCES AND RESOLUTIONS OR PARTS THEREOF IN CONFLICT HEREWITH; AND TO PROVIDE FOR PUBLICATION IN PAMPHLET FORM BY THE AUTHORITY OF THE CITY COUNCIL AND EFFECTIVE DATE OF THIS ORDINANCE.

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

Section 1. Paving Improvement District No. 2019-1000. There is hereby created within the City of Kearney, Nebraska, Paving Improvement District No. 2019-1000 which shall consist of the following described real estate, to-wit: A tract of land being a part of Yanney Avenue, a part of Lot 3 of E.K. and Mary Yanney Heritage Park Second, an addition to the City of Kearney, Buffalo County, Nebraska, and a part of Government Lot 3 all in Section 10, Township 8 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska and more particularly described as follows: Referring to the Northeast corner of the Northwest Quarter of the Northeast Quarter of Section 10, and assuming the East line of said Northwest Quarter of the Northeast Quarter and the East line of Government Lot 3 of said Section 10 as bearing S 01°00'27" W and all bearings contained herein are relative thereto; thence S 01°00'27" W on said East line of the Northwest Quarter of the Northeast Quarter and on said East line of Government Lot 3 of Section 10 a distance of 2551.81 feet to the ACTUAL POINT OF BEGINNING; thence S 88°59'33" E a distance of 266.50 feet; thence S 01°00'27" W a distance of 248.84 feet to the geographic centerline of the opposing banks of the North Channel of the Platte River; thence N 88°02'59" W on said geographic centerline a distance of 53.32 feet; thence S 55°22'52" W continuing on said geographic centerline a distance of 95.77 feet; thence S 68°15'59" W continuing on said geographic centerline a distance of 21.67 feet; thence N 77°07'52" W continuing on said geographic centerline a distance of 117.87 feet; thence N 53°43'09" W continuing on said geographic centerline a distance of 54.84 feet; thence N 60°21'07" W continuing on said geographic centerline a distance of 22.10 feet; thence N 84°20'14" W continuing on said geographic centerline a distance of 27.52 feet; thence N 52°26'33" W continuing on said geographic centerline a distance of 25.82 feet; thence S 80°59'26" W continuing on said geographic centerline a distance of 17.49 feet; thence N 72°01'17" W continuing on said geographic centerline a distance of 91.25 feet; thence N 87°31'24" W continuing on said geographic centerline a distance of 70.89 feet; thence S 78°40'32" W continuing on said geographic centerline a

distance of 7.24 feet; thence N 01°00'27" E a distance of 203.16 feet; thence S 88°59'33" E a distance of 299.50 feet to the Point of Beginning, containing 3.31 Acres, more or less, all in Buffalo County, Nebraska, as shown on Exhibit "A," attached hereto and made a part hereof.

The street to be improved in said district by paving, curbing, draining, including storm sewers, and incidental work is all of Yanney Avenue from the northwest corner of Lot 3, E.K. and Mary Yanney Heritage Park Second, thence easterly 250 feet to the northeast corner of Lot 3, thence southerly 248.84 feet to the South line of Lot 3, thence 598.54 feet westerly to the southwest corner of Government Lot 3 in Section 10, Township 8 North, Range 16 West, thence northerly 203.16 feet to the northwest corner of Government Lot 3, thence easterly 316 feet to the northwest corner of Lot 3, E.K. and Mary Yanney Heritage Park Second, and including all lots and lands abutting thereon, all in Buffalo County, Nebraska.

Section 2. The cost of improvements to be made in Paving Improvement District No. 2019-1000 except street and alley intersections, shall be assessed upon the lots and lands in the district specially benefited thereby in proportion to such benefits as provided by law.

Section 3. The public is also hereby notified that Ordinance No. 8350 is subject to limited referendum for a period of thirty (30) days after the first publication of this Ordinance and that, after the expiration of the said thirty (30) days, Ordinance No. 8350 and any measures related to it, will not be subject to any further right of referendum.

Section 4. To repeal all ordinances and resolutions or parts of ordinances and resolutions in conflict herewith.

Section 5. This Ordinance shall be in full force and effect from and after its passage, approval and publication according to law and shall be published in pamphlet form by the authority of the Mayor and Council.

Section 6. After the passage, approval and publication of this Ordinance, Notice of the Creation of said District shall be published one time each week for not less than twenty (20) days in the Kearney Hub, a legal newspaper of the City.

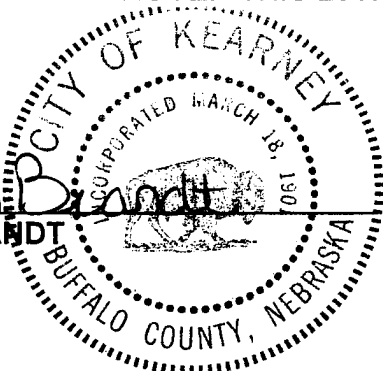
INTRODUCED BY COUNCIL MEMBER

Buschkoetter

PASSED AND APPROVED THIS 25TH DAY OF JUNE, 2019.

ATTEST:

Lauren Brandt
LAUREN BRANDT
CITY CLERK



Stanley A. Clouse
STANLEY A. CLOUSE
PRESIDENT OF THE COUNCIL
AND EX-OFFICIO MAYOR

NOTICE OF CREATION OF PAVING IMPROVEMENT DISTRICT NO. 2019-1000 ORDINANCE NO. 8350

Notice is hereby given that the President and Council of the City of Kearney, Nebraska, have by Ordinance No. 8350 created Paving Improvement District No. 2019-1000 which shall consist of the following described real estate, to-wit: A tract of land being a part of Yanney Avenue, a part of Lot 3 of E.K. and Mary Yanney Heritage Park Second, an addition to the City of Kearney, Buffalo County, Nebraska, and a part of Government Lot 3 all in Section 10, Township 8 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska and more particularly described as follows: Referring to the Northeast corner of the Northwest Quarter of the Northeast Quarter of Section 10, and assuming the East line of said Northwest Quarter of the Northeast Quarter and the East line of Government Lot 3 of said Section 10 as bearing S 01°00'27" W and all bearings contained herein are relative thereto; thence S 01°00'27" W on said East line of the Northwest Quarter of the Northeast Quarter and on said East line of Government Lot 3 of Section 10 a distance of 2551.81 feet to the ACTUAL POINT OF BEGINNING; thence S 88°59'33" E a distance of 266.50 feet; thence S 01°00'27" W a distance of 248.84 feet to the geographic centerline of the opposing banks of the North Channel of the Platte River; thence N 88°02'59" W on said geographic centerline a distance of 53.32 feet; thence S 55°22'52" W continuing on said geographic centerline a distance of 95.77 feet; thence S 68°15'59" W continuing on said geographic centerline a distance of 21.67 feet; thence N 77°07'52" W continuing on said geographic centerline a distance of 117.87 feet; thence N 53°43'09" W continuing on said geographic centerline a distance of 54.84 feet; thence N 60°21'07" W continuing on said geographic centerline a distance of 22.10 feet; thence N 84°20'14" W continuing on said geographic centerline a distance of 27.52 feet; thence N 52°26'33" W continuing on said geographic centerline a distance of 25.82 feet; thence S 80°59'26" W continuing on said geographic centerline a distance of 17.49 feet; thence N 72°01'17" W continuing on said geographic centerline a distance of 91.25 feet; thence N 87°31'24" W continuing on said geographic centerline a distance of 70.89 feet; thence S 78°40'32" W continuing on said geographic centerline a distance of 7.24 feet; thence N 01°00'27" E a distance of 203.16 feet; thence S 88°59'33" E a distance of 299.50 feet to the Point of Beginning, containing 3.31 Acres, more or less, all in Buffalo County, Nebraska.

The street to be improved in said district by paving, curbing, draining, including storm sewers, and incidental work is all of Yanney Avenue from the northwest corner of Lot 3, E.K. and Mary Yanney Heritage Park Second, thence easterly 250 feet to the

northeast corner of Lot 3, thence southerly 248.84 feet to the South line of Lot 3, thence 598.54 feet westerly to the southwest corner of Government Lot 3 in Section 10, Township 8 North, Range 16 West, thence northerly 203.16 feet to the northwest corner of Government Lot 3, thence easterly 316 feet to the northwest corner of Lot 3, E.K. and Mary Yanney Heritage Park Second, and including all lots and lands abutting thereon, all in Buffalo County, Nebraska.

If the owners of record title representing more than fifty percent (50%) of the front footage of the property abutting any continuous or extended street, cul-de-sac or alley of the district and who were such owners at the time the ordinance creating such district was published, shall file with the City Clerk within twenty (20) days of the first publication of this Notice written objections to the improvements of said district, said work shall not be done in said district under said ordinance and said ordinance shall be repealed. If objections are not filed against said district in such time and manner, the President and Council shall forthwith proceed to construct the improvements.

The public is also hereby notified that Paving Improvement District No. 2019-1000, created by Ordinance No. 8350 is subject to limited referendum for a period of thirty (30) days after the first publication of this Notice and that, after the expiration of said thirty (30) days, Paving Improvement District No. 2019-1000 and any measures related to it, will not be subject to any further right of referendum. This Notice is first published on June 28, 2019.

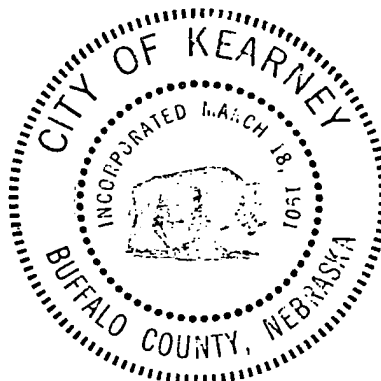
Copies of Ordinance No. 8350, as published in pamphlet form by authority of the City Council, are available to the public at the Office of the City Clerk, City Hall, 18 East 22nd Street, Kearney, Nebraska.

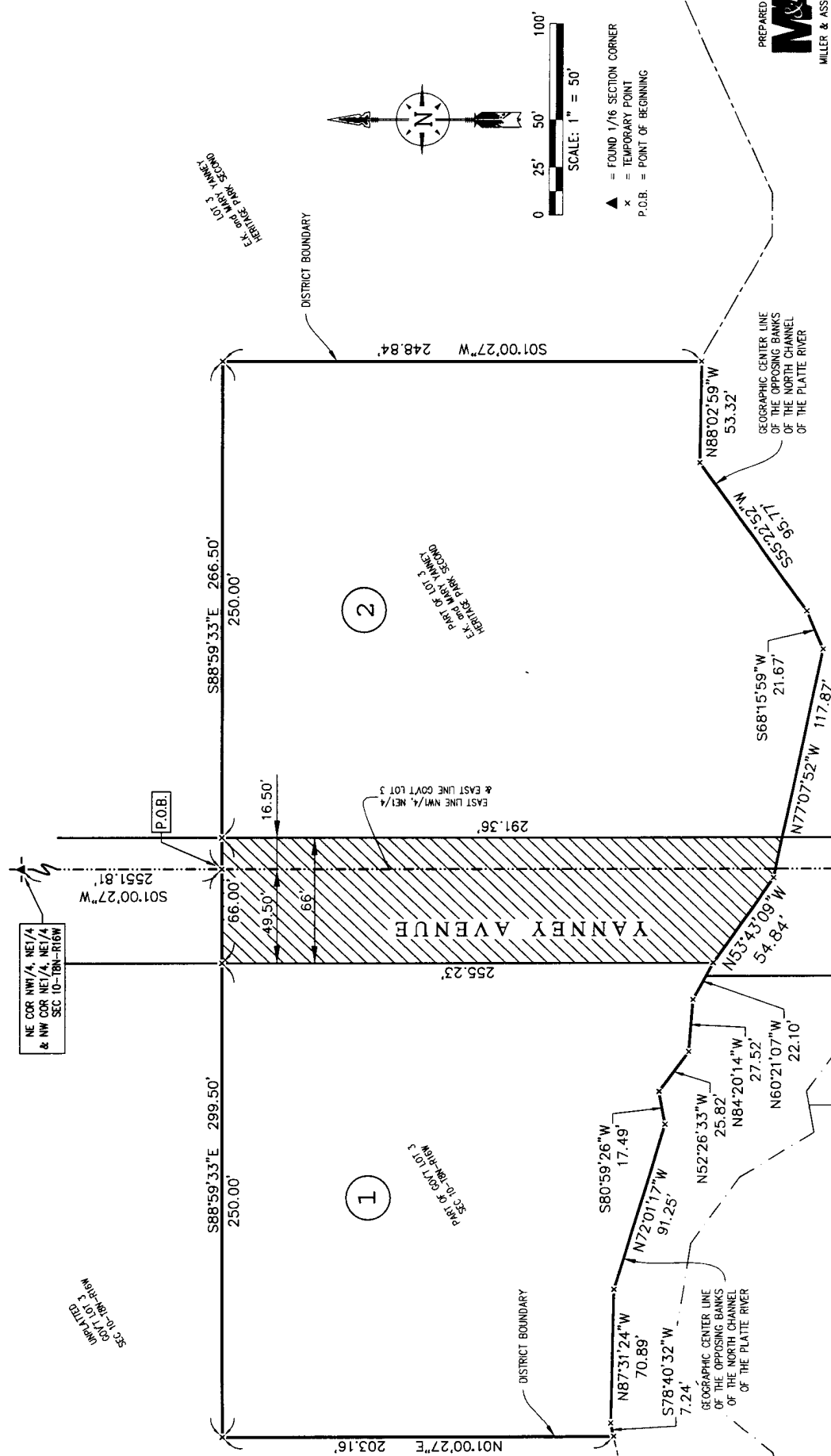
ATTEST:

Lauren Brandt
LAUREN BRANDT
CITY CLERK

Publish: June 28, July 5, 12, 2019
2 Affidavits

Stanley A. Clouse
STANLEY A. CLOUSE
PRESIDENT OF THE COUNCIL
AND EX-OFFICIO MAYOR





PREPARED BY:



**MILLER & ASSOCIATES
CONSULTING ENGINEERS, P.C.
1111 CENTRAL AVENUE
KEARNEY, NE 68847**

C E R T I F I C A T E

STATE OF NEBRASKA)
COUNTY OF BUFFALO) ss
CITY OF KEARNEY)

I, Lauren Brandt, City Clerk of the City of Kearney, Buffalo County, Nebraska, hereby certify that the attached is a true and correct copy of Ordinance No. 8350 creating Paving Improvement District No. 2019-1000 for Yanney Avenue from the northwest corner of Lot 3, E.K. and Mary Yanney Heritage Park Second, thence easterly 250 feet to the northeast corner of Lot 3, thence southerly 248.84 feet to the South line of Lot 3, thence 598.54 feet westerly to the southwest corner of Government Lot 3 in Section 10, Township 8 North, Range 16 West, thence northerly 203.16 feet to the northwest corner of Government Lot 3, thence easterly 316 feet to the northwest corner of Lot 3, E.K. and Mary Yanney Heritage Park Second which was passed and approved by the President and City Council on the 25th day of June, 2019 and ordered published in pamphlet form by the authority of the Council on June 26, 2019 with copies being made available to the public on such date at the Office of the City Clerk, the Police Department and the Public Library.

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal this 26th day of June, 2019.

Lauren Brandt
LAUREN BRANDT, CITY CLERK

