

AN ORDINANCE vacating the north-south alley between 36th Avenue and 37th Street from Spaulding Street, South 600⁺ feet to north line of Lots 88 and 93 Fairfax Addition to the City of Omaha located in the southeast quarter section 5-15-13; and,

WHEREAS, under Section 14-375, Reissue, Revised Statutes of Nebraska, 1943, provides that the City Council may vacate a street or alley without petition upon City Planning Board recommendation; and,

WHEREAS, the Statute further provides that a Committee of Appraisers be appointed to appraise damages, if any, to property affected by the vacation; and,

WHEREAS, Resolution No. 2177 adopted June 30, 1981, appointed Sylvia Wagner, Steve Tomasek and Connie Findlay, members of the City Council, to assess damages to all property affected by the vacation; and,

WHEREAS, on February 19, 1985, the Committee of Appraisers held a meeting at 10:00 a.m., in the Council Conference Room; and,

WHEREAS, the Committee of Appraisers found no cause for any damages as a result of the vacation; and,

WHEREAS, the City Council finds there are no damages as a result of this vacation.

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

Section 1. The north-south alley between 36th Avenue and 37th Street from Spaulding Street, the north/south alley between North 36th Avenue and 37th Street from Spaulding Street south 600⁺ feet to north line of Lot 88 and 93, Fairfax Addition to the City of Omaha, abutting Lots 76 through 87 and 94 through 105 inclusive, Fairfax Addition to the City of Omaha located in the southeast quarter section 5-15-13

be, and hereby is, vacated; the vacating of the property herein described, and the reversion thereof, pursuant to applicable law, shall be subject to the conditions 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, also the right of the Metropolitan Utilities District of the City of Omaha or any other public utility to construct, maintain, repair or renew and operate now existing or hereafter installed pipes, mains, pole lines, conduits, wires and other similar services and equipment and appurtenances above, on and below the surface of the ground for the purpose of serving the general public or abutting property; and the right so reserved shall also include such lateral connection or branch lines as may be ordered, desired or permitted by the City or such other utility and to enter upon the premises to accomplish the above purposes at any and all times.



Section 2. That this Ordinance shall take effect and be in force fifteen (15) days from and after the date of its passage.

INTRODUCED BY COUNCIL MEMBER

Bernie Simon

APPROVED BY:

Michael Boyle 4/18/85
MAYOR OF THE CITY OF OMAHA DATE

PASSED APR 16 1985 6-0

ATTEST:

Mary Galyon Cornett
CITY CLERK OF THE CITY OF OMAHA

APPROVED AS TO FORM:

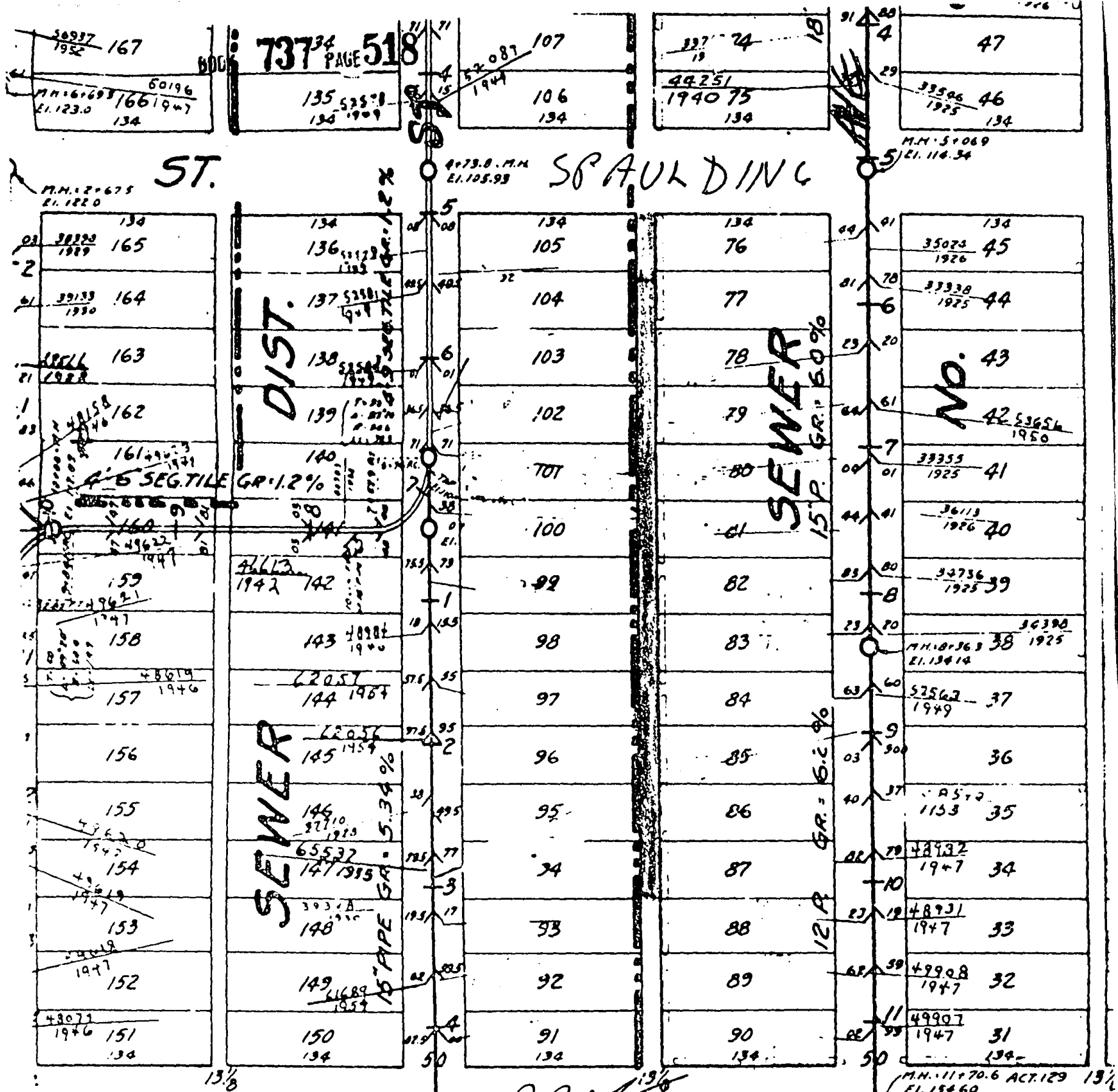
[Signature]
ASSISTANT CITY ATTORNEY

PWE/14:3C18:54

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 Galyon Cornett
BY CITY CLERK

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REGISTER OF DEEDS
DOUGLAS COUNTY ILL.

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