

**CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
JUNE 17, 2008 AGENDA**

Subject:	Type:	Submitted By:
VACATION OF A PLAT — PROPERTY WITHIN LA VISTA FALLS GOLF COURSE & CENTRAL PARK	RESOLUTION ◆ ORDINANCE RECEIVE/FILE	ANN BIRCH COMMUNITY DEVELOPMENT DIRECTOR

SYNOPSIS

At the June 17th meeting, the City Council continued the ordinance to vacate the platting which encompasses the property occupied by the La Vista Falls Golf Course and Central Park, generally located east of 84th Street and south of Park View Blvd., pending review by the City Attorney.

FISCAL IMPACT

None.

RECOMMENDATION

Approve.

BACKGROUND

At the June 17th meeting, the City Council continued the ordinance to vacate the platting which encompasses the property occupied by the La Vista Falls Golf Course and Central Park, generally located east of 84th Street and south of Park View Blvd., pending review by the City Attorney. That review has been completed and a revised ordinance is attached. The purpose of vacating the plat is to eliminate the lots and unimproved street rights-of-way which were originally platted within the property. Ownership will be retained by the City of La Vista; the property has been developed as a golf course and park.

The vacation of the plat is recommended as opposed to replatting this property in order to avoid costly surveying work. This action will dissolve all lot boundaries and rights-of-way within the area of the plat being vacated (see attached map). Two parcels would be created as a result of the vacation: one for the golf course and one for the park. Because both of these parcels are over 20 acres the County will create tax lots for each of the parcels. The city has discussed this process with the County and has been told it would be acceptable.

At a subsequent City Council meeting following the vacation of the plat and the creation of the new tax lot for the golf course, a right-of-way dedication for the Valley Road cul-de-sac will be scheduled. This cul-de-sac is not located in existing right-of-way currently and this process will resolve that problem as well.

The City Engineer has reviewed this request and provided the legal description of the area to be vacated, as well as the legal descriptions of the tax lots to be created for the golf course and park.

The Planning Commission held a public hearing on April 17, 2008, and recommended approval.

ORDINANCE NO. _____

AN ORDINANCE VACATING AND RETAINING OWNERSHIP OF LOT 879, LOTS 884 THRU 886 INCLUSIVE, LOTS 991 THRU 1013 INCLUSIVE, LOTS 1302 THRU 1311 INCLUSIVE, LOTS 1340 THRU 1353 INCLUSIVE, LOTS 1355 THRU 1451 INCLUSIVE, LOTS 1923 THRU 1925 INCLUSIVE, LOTS 1940 THRU 1953 INCLUSIVE, LOTS 1975 THRU 1979 INCLUSIVE, LOTS 2032 AND 2036, LOTS 2099 THRU 2100 INCLUSIVE, IN LA VISTA, TOGETHER WITH OUTLOT 5, BRIARWOOD, BOTH BEING SUBDIVISIONS AS SURVEYED, PLATTED AND RECORDED IN SARPY COUNTY, NEBRASKA, TOGETHER WITH A PART OF THE ADJOINING STREETS, ALL LOCATED IN SECTION 14, T14N, R12E OF THE 6TH P.M., SARPY COUNTY, NEBRASKA; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

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

Section 1. It is hereby declared necessary, expedient, proper and for the public good to vacate and retain ownership of Lot 879, Lots 884 thru 886 inclusive, Lots 991 thru 1013 inclusive, Lots 1302 thru 1311 inclusive, Lots 1340 thru 1353 inclusive, Lots 1355 thru 1451 inclusive, Lots 1923 thru 1925 inclusive, Lots 1940 thru 1953 inclusive, Lots 1975 thru 1979 inclusive, Lots 2032 and 2036, Lots 2099 thru 2100 inclusive, in La Vista, together with Outlot 5, Briarwood, both being subdivisions as surveyed, platted and recorded in Sarpy County, Nebraska, together with a part of the adjoining streets, all located in Section 14, Township 14 North, Range 12 East of the 6th P.M., Sarpy County, Nebraska, more particularly described in Exhibit A, attached hereto and incorporated herein by this reference. The City owns all said lands, including all ways and streets, and the City shall retain all ownership thereof after the same is vacated pursuant to this Ordinance.

Section 2. This ordinance shall be in full force and effect from and after its passage, approval and publication as provided by law.

PASSED AND APPROVED THIS 1ST DAY OF JULY, 2008.

CITY OF LA VISTA

ATTEST:

Douglas Kindig, Mayor

Pamela A. Buethe, CMC
City Clerk