Prepared by: Community Development Dept., Co. Bluffs, IA 51503 – Phone: 328-4629
Return to: City Clerk, 209 Pearl Street, Co. Bluffs, IA 51503 – Phone: 328-4616

RESOLUTION NO. 23-36

A RESOLUTION OF INTENT TO RELEASE PERMANENT AND PERPETUAL EASEMENTS GRANTED FOR UTILITY PURPOSES ACROSS THE PORTION OF THE PREVIOUSLY VACATED ALLEY BETWEEN NORTH 14TH STREET, VACATED NORTH 15TH STREET, AVENUE J, AND VACATED AVENUE I THAT OVERLAPS LOT 2, LEGACY FAMILY CAMPUS SUBDIVISION PHASE 2; ACROSS THE PREVIOUSLY VACATED ALLEY BETWEEN NORTH 14TH STREET, VACATED NORTH 15TH STREET, VACATED AVENUE H, AND VACATED AVENUE I; ACROSS THE PORTIONS OF THE PREVIOUSLY VACATED AVENUE I RIGHT-OF-WAY BETWEEN NORTH 14TH STREET AND VACATED NORTH 15TH STREET THAT OVERLAP LOT 2, LEGACY FAMILY CAMPUS SUBDIVISION PHASE 2, AND THE PROPOSED LOT 1, LEGACY FAMILY CAMPUS SUBDIVISION PHASE 3; ACROSS THE PREVIOUSLY VACATED AVENUE H RIGHT-OF-WAY BETWEEN NORTH 14TH STREET AND VACATED NORTH 15TH STREET; AND ACROSS THE PREVIOUSLY VACATED AVENUE H RIGHT-OF-WAY BETWEEN NORTH 16TH STREET AND VACATED NORTH 15TH STREET; ALL IN LEGACY FAMILY CAMPUS SUBDIVISION PHASE 1 AND LEGACY FAMILY CAMPUS SUBDIVISION PHASE 2, CITY OF COUNCIL BLUFFS, POTTAWATTAMIE COUNTY, IOWA.

WHEREAS, the Legacy Family Campus has requested the release of permanent and perpetual easements granted for utility purposes across the portion of the previously vacated alley between North 14th Street, vacated North 15th Street, Avenue J, and vacated Avenue I that overlaps Lot 2, Legacy Family Campus Subdivision Phase 2; across the previously vacated alley between North 14th Street, vacated North 15th Street, vacated Avenue H, and vacated Avenue I; across the portions of the previously vacated Avenue I right-of-way between North 14th Street and vacated North 15th Street that overlap Lot 2, Legacy Family Campus Subdivision Phase 2, and the proposed Lot 1, Legacy Family Campus Subdivision Phase 3; across the vacated Avenue H right-of-way between North 14th Street and vacated North 15th Street; and across the vacated Avenue H right-of-way between North 16th Street and vacated North 15th Street; all in Legacy Family Campus Subdivision Phase 1 and Legacy Family Campus Subdivision Phase 2, City of Council Bluffs, Pottawattamie County, Iowa; and

WHEREAS, this City Council hereby declares its intent to consider release of this easement by conveying all of its easement interest to the abutting property owner(s),

NOW, THEREFORE, BE IT RESOLVED
BY THE CITY COUNCIL
OF THE
CITY OF COUNCIL BLUFFS, IOWA:

That this City Council hereby declares its intent to consider disposition of the above described easement interests; and

BE IT FURTHER RESOLVED

That a public hearing on the City's intent to dispose of this property is hereby set for February 27, 2023.

ADOPTED
AND
APPROVED: February 13, 2023

_____
Matthew J. Walsh, Mayor

ATTEST: _____
Jodi Quakenbush, City Clerk

Planning Case #MIS-23-001