

ORDINANCE RECORD

No. 728—REDFIELD & COMPANY INC., OMAHA

ORDINANCE NO. 960

AN ORDINANCE TO ANNEX CERTAIN REAL ESTATE TO THE CITY OF LA VISTA, NEBRASKA (SOUTHPORT EAST, SID #218, AND SOUTHPORT WEST, SID #253, & CERTAIN ADJACENT LAND), AS MORE FULLY DESCRIBED HEREIN; TO MAKE PROVISION FOR EXTENSION OF SERVICES TO INHABITANTS OF TERRITORY ANNEXED; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

WHEREAS, the Mayor and City Council of the City of La Vista, in compliance with Nebraska Revised Statutes, Section 16-117, have adopted a resolution stating that the City is considering the annexation of certain land, have approved a plan for the extension of City services to said land, and have complied with the publication, mailing and public hearing requirements required by said statute; and

WHEREAS, the Planning Commission of the City of La Vista has held a hearing to consider the proposed annexation and plan to provide services, and the Mayor and City Council has obtained the recommendation of the Planning Commission of the City of La Vista to annex the below described land and provide services in accordance with the plan; and

WHEREAS, the Mayor and City Council of the City of La Vista find the below described territory to be contiguous or adjacent to the City of La Vista, Nebraska, and is urban or suburban in character and not agricultural land which is rural in character; and

WHEREAS, the Mayor and City Council of the City of La Vista have determined that sewerage facilities will be sufficient to serve said territory and said territory will be serviced by the water utility franchised by the City and that the City is in a position to extend police and fire protection and other municipal services to said below-described territory, so that the inhabitants of said territory shall receive substantially the services of other inhabitants of the City of La Vista, Nebraska.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, SARPY COUNTY, NEBRASKA:

SECTION 1. The following described territory situated in Sarpy County, Nebraska to-wit:

LOTS 1 THRU 27, INCLUSIVE, SOUTHPORT WEST, A SUBDIVISION IN SARPY COUNTY, NEBRASKA

TOGETHER WITH

SOUTHPORT PARKWAY RIGHT-OF-WAY AND WESTPORT PARKWAY RIGHT-OF-WAY LYING WITHIN SAID SOUTHPORT WEST,

TOGETHER WITH

GILES ROAD RIGHT-OF-WAY ADJACENT TO SAID SOUTHPORT WEST ON THE SOUTH,

TOGETHER WITH

126TH STREET RIGHT-OF-WAY ADJACENT TO SAID SOUTHPORT WEST ON THE EAST,

TOGETHER WITH

LOTS 1 THRU 6, INCLUSIVE, AND LOTS 11 THRU 16, INCLUSIVE, AND OUTLOT "A", SOUTHPORT EAST, A SUBDIVISION IN SAID SARPY COUNTY,

TOGETHER WITH

LOT 1, SOUTHPORT EAST REPLAT 1, A SUBDIVISION IN SARPY COUNTY

TOGETHER WITH LOTS 10A AND 10B OF SOUTHPORT EAST, AN ADMINISTRATIVE SUBDIVISION IN SARPY COUNTY

TOGETHER WITH

SOUTHPORT PARKWAY RIGHT-OF-WAY AND PORT GRACE BOULEVARD LYING WITHIN SAID SOUTHPORT EAST,

TOGETHER WITH

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GILES ROAD RIGHT-OF-WAY ADJACENT TO SAID SOUTHPORT EAST ON THE SOUTH,
TOGETHER WITH

120TH STREET RIGHT-OF-WAY AND 120TH STREET (RELOCATED) RIGHT-OF-WAY
ADJACENT TO SAID SOUTHPORT EAST ON THE EAST,

TOGETHER WITH

HARRISON STREET RIGHT-OF-WAY ADJACENT TO THE SOUTH LINE OF LOT 16 SAID
SOUTHPORT EAST,

ALL MORE PARTICULARLY DESCRIBED AS FOLLOWS, BEGINNING AT THE SW
CORNER OF LOT 1, SAID SOUTHPORT WEST;

THENCE NORTHEASTERLY ON THE NORTHWESTERLY BOUNDARY OF SAID
SOUTHPORT WEST ON THE FOLLOWING DESCRIBED SEVEN COURSES;

THENCE N38°39'50"E 324.77 FEET;

THENCE N36°37'50"E 710.81 FEET;

THENCE NORTHEASTERLY ON A 11309.16 FOOT RADIUS CURVE TO THE RIGHT,
CHORD BEARING N43°37'22"E, CHORD DISTANCE 498.50 FEET, AN ARC DISTANCE OF
498.54 FEET;

THENCE N45°05'05"E 804.81 FEET;

THENCE N70°59'20"E 887.66 FEET;

THENCE N71°07'58"E 532.37 FEET;

THENCE S82°16'17"E 140.92 FEET TO THE WEST LINE OF 126TH STREET;

THENCE N71°13'41"E 306.91 FEET ACROSS THE 126TH STREET RIGHT-OF-WAY TO AN
ANGLE POINT ON THE WEST LINE OF LOT 5, SAID SOUTHPORT EAST;

THENCE N04°02'52"E 606.78 FEET ON THE WEST LINES OF LOTS 5 AND 8, SAID
SOUTHPORT EAST;

THENCE N19°57'01"E 784.00 FEET ON THE WEST LINES OF LOTS 8 AND 9, SAID
SOUTHPORT EAST;

THENCE N30°29'51"E 393.86 FEET ON THE WEST LINES OF LOTS 9 AND OUTLOT "A",
SAID SOUTHPORT EAST;

THENCE N44°54'33"E 516.03 FEET ACROSS THE HARRISON STREET RIGHT-OF-WAY
TO THE SW CORNER OF LOT 16, SAID SOUTHPORT EAST;

THENCE N44°55'03"E 694.76 FEET ON THE NORTHWESTERLY LINE OF LOT 16, SAID
SOUTHPORT EAST AND ITS NORTHEASTERLY EXTENSION TO THE SOUTH LINE OF
THE UNION PACIFIC RAILROAD;

THENCE S43°19'26"E 701.02 FEET ON THE SOUTH LINE OF THE UNION PACIFIC
RAILROAD TO THE SOUTH LINE OF HARRISON STREET;

THENCE S54°52'37"W 182.63 FEET ON THE SOUTH LINE OF HARRISON STREET TO
THE EAST LINE OF 120TH STREET;

THENCE SOUTHERLY ON THE EAST LINE OF 120TH STREET ON THE FOLLOWING
DESCRIBED SIX COURSES;

THENCE S43°02'46"E 215.59 FEET;

THENCE S04°16'14"W 732.41 FEET;

THENCE S01°34'02"W 758.35 FEET;

THENCE S05°51'30"E 933.35 FEET;

THENCE S08°49'55"W 445.30 FEET;

THENCE S02°52'57"E 1018.15 FEET TO THE SOUTH LINE OF GILES ROAD;

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THENCE WESTERLY ON THE SOUTH LINE OF GILES ROAD ON THE FOLLOWING DESCRIBED TWELVE COURSES;

THENCE N60°18'11"W 651.33 FEET;

THENCE S59°09'03"W 88.38 FEET;

THENCE S29°41'49"W 155.62 FEET;

THENCE SOUTHWESTERLY ON A 1113.74 FOOT RADIUS CURVE TO THE RIGHT, CHORD BEARING S54°06'42"W, CHORD DISTANCE 920.70 FEET, AN ARC DISTANCE OF 949.16 FEET;

THENCE S86°56'35"W 663.96 FEET;

THENCE S77°51'13"W 75.96 FEET;

THENCE S86°56'35"W 404.30 FEET;

THENCE N86°04'37"W 57.65 FEET;

THENCE S86°56'35"W 913.37 FEET;

THENCE S03°03'25"E 122.13 FEET;

THENCE NORTHWESTERLY ON A 4659.46 FOOT RADIUS CURVE TO THE RIGHT, CHORD BEARING N80°08'36"W, CHORD DISTANCE 15.90 FEET, AN ARC DISTANCE OF 15.90 FEET;

THENCE NORTHWESTERLY ON A 4593.49 FOOT RADIUS CURVE TO THE RIGHT, CHORD BEARING N77°15'03"W, CHORD DISTANCE 453.70 FEET, AN ARC DISTANCE OF 453.88 FEET TO THE FINAL POINT ON THE SOUTH LINE OF GILES ROAD, SAID POINT BEING 60.00 FEET SOUTH OF THE SOUTH LINE OF THE SW 1/4 OF SECTION 18, T14N, R12E OF THE 6TH P.M., SARPY COUNTY, NEBRASKA;

THENCE N73°49'46"W 425.12 FEET ACROSS THE GILES ROAD RIGHT-OF-WAY TO AN ANGLE POINT ON THE SOUTH LINE OF LOT 1, SAID SOUTHPORT WEST;

THENCE N72°28'35"W 760.86 FEET ON THE SOUTH LINE OF LOT 1, SAID SOUTHPORT WEST TO THE POINT OF BEGINNING.

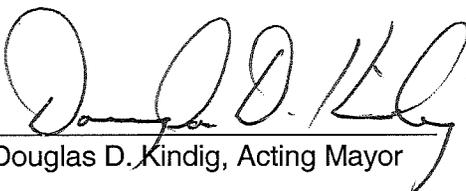
be and the same hereby is, annexed to and included within the corporate limits of the City of La Vista, Sarpy County, Nebraska, and that the inhabitants thereof shall, from and after the effective date of this ordinance, be subject to the ordinances and regulations of the City of La Vista, Sarpy County, Nebraska.

SECTION 2. That the inhabitants of the above-described territory annexed to the City shall receive substantially the services of other inhabitants of such City as soon as practicable, in accordance with Neb. Rev. Stat. Section 16-120 and the Plan to Extend Services to Southport East and Southport West, which Plan, as amended and submitted with the City Council, is hereby ratified, affirmed and approved. Adequate plans and necessary City Council action to furnish such services shall be adopted not later than one year after the date of annexation.

SECTION 3. This ordinance shall be in full force and effect from and after passage, approval and publication as provided by law.

PASSED AND APPROVED THIS 20TH DAY OF SEPTEMBER 2005.

CITY OF LA VISTA


Douglas D. Kindig, Acting Mayor

ATTEST:


Rita Ramirez, CMC
City Clerk