

BEFORE THE BOARD OF COUNTY COMMISSIONERS  
OF LANCASTER COUNTY, NEBRASKA

DIRECTING THE COUNTY ENGINEER )  
TO CONDUCT A STUDY AND THE )  
PLANNING DEPARTMENT TO WRITE A )  
REPORT REGARDING VACATING PORTIONS ) RESOLUTION NO. R-19-0050  
OF A PUBLIC ROAD, MORE PARTICULARLY )  
DESCRIBED IN EXHIBITS "A" AND "B", AND )  
LOCATED IN LANCASTER COUNTY, )  
NEBRASKA )

WHEREAS, pursuant to Neb. Rev. Stat. § 39-1722, the Board of County Commissioners of Lancaster County, Nebraska, (hereinafter referred to as the "County Board") may by resolution, when it deems the public interest may require vacation or abandonment of a public road of the County, direct the County Engineer to study the use being made of such public road and to submit in writing to the County Board within thirty days, a report on the study and the Engineer's recommendation as to the vacation or abandonment the road; and

WHEREAS, pursuant to Neb. Rev. Stat. §§ 39-1722, the County Board shall not require vacation or abandonment of any public road or any part thereof which is within the area of zoning jurisdiction of a city of the metropolitan, primary, or first class without the prior approval of the governing body of such city;

WHEREAS, the County Board has received information that the public interest may require vacation or abandonment of portions of Saltillo Road, located in Lancaster County, Nebraska, and more particularly described in Exhibits "A" and "B", which are attached hereto and incorporated herein by this reference; and

WHEREAS, pursuant to County Resolution R-19-0040, the County Board shall also refer this matter to the Lincoln/Lancaster County Planning Department ("Planning") to report in

writing to the County Board within thirty days as to the character and degree of conformity or nonconformity of the proposed vacation to the Comprehensive Plan. Planning shall also determine whether the road to be vacated is within three miles of the City of Lincoln. If the road to be vacated is within three miles of the City of Lincoln, City Council approval must also be obtained, and Planning will initiate this process. The City Clerk will forward such approval or disapproval to the County Clerk and the County Board;

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of Lancaster County, Nebraska, that the Lancaster County Engineer, or such person designated by the Engineer, shall conduct a study of the use being made of the above-described portion of public road and shall submit in writing to the County Board within thirty days a report upon the study made of, and a recommendation regarding, the proposed vacation; and that the study shall include procuring a title search of the above-described portion of public road; and

BE IT FURTHER RESOLVED, by the Board of County Commissioners of Lancaster County, Nebraska, that Planning shall write a report as to the character and degree of conformity or nonconformity of the proposed vacation to the Comprehensive Plan and shall submit in writing to the County Board within thirty days a report and its recommendation regarding the proposed vacation. Planning shall also determine whether the road to be vacated is within three miles of a city of the metropolitan, primary, or first class. If the road to be vacated is within three miles of the City of Lincoln, Planning will initiate this process to get the City Council's approval.

DATED this \_\_\_\_\_ day of \_\_\_\_\_, 2019.

BY THE BOARD OF COUNTY  
COMMISSIONERS OF LANCASTER  
COUNTY, NEBRASKA

APPROVED AS TO FORM  
this \_\_\_\_\_ day of  
\_\_\_\_\_, 2019.

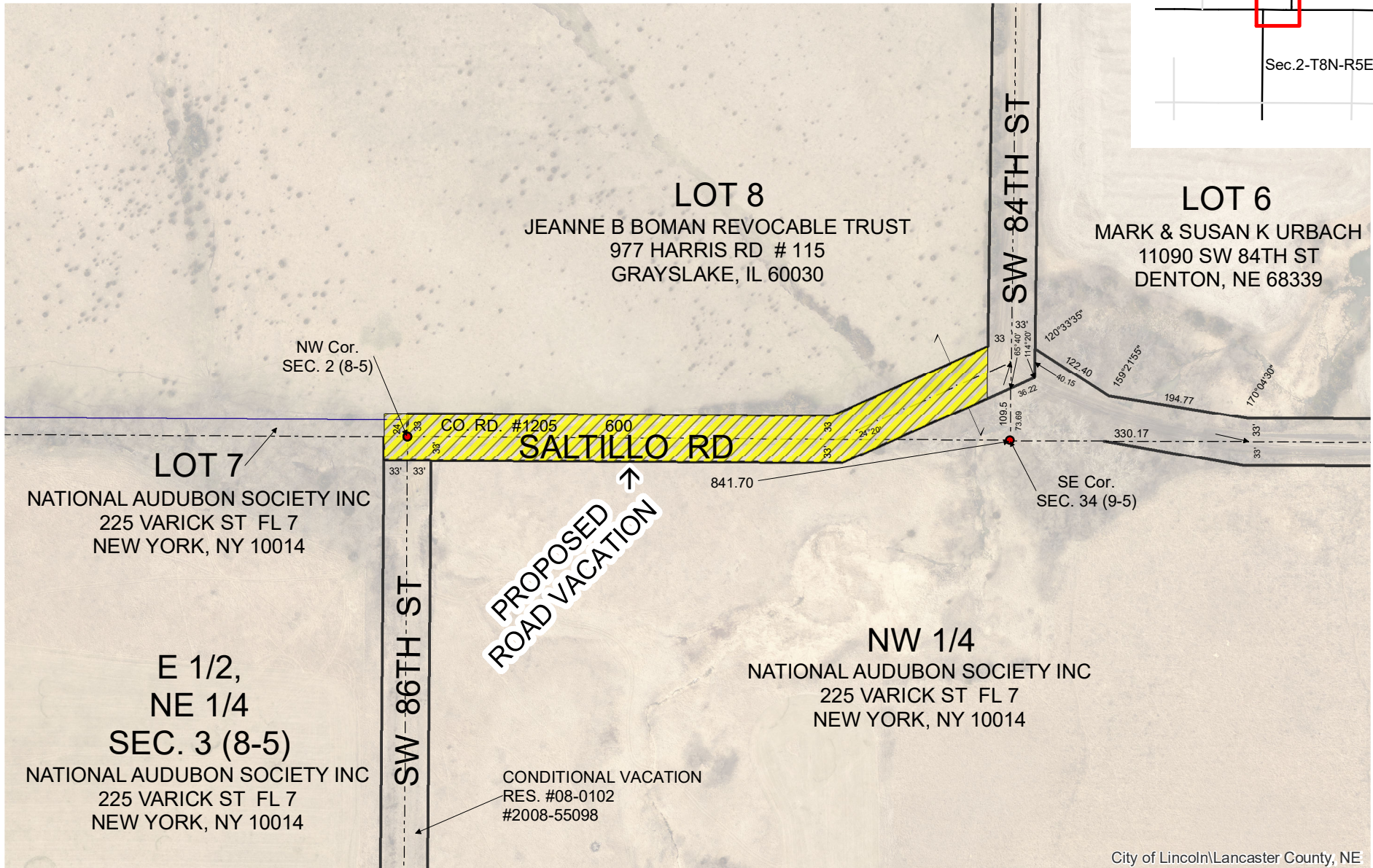
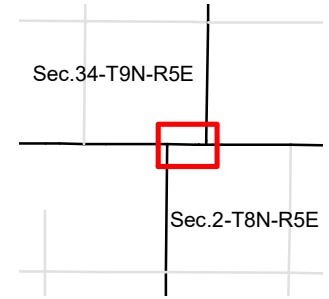
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
for PAT CONDON  
County Attorney

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

# EXHIBIT "A"

## SEC. 34 (9-5)



City of Lincoln\Lancaster County, NE

## SEC. 2 (8-5)



## EXHIBIT B

### Saltillo Road

A part of Lots 7 & 8, Irregular Tracts, located in Section 34, Township 9 North, Range 5 East of the 6<sup>th</sup> Principal Meridian, Lancaster County, Nebraska, and a part of the NW1/4, located in Section 2, Township 8 North, Range 5 East of the 6<sup>th</sup> Principal Meridian, Lancaster County, Nebraska, and a part of NE1/4, located in Section 3, Township 8 North, Range 5 East of the 6<sup>th</sup> Principal Meridian, Lancaster County, Nebraska, more particularly described as follows:

That part of County Road #1205, between the west right-of-way line of SW 86<sup>TH</sup> Street and the west right-of-way of SW 84<sup>TH</sup> Street. Being 33.00 feet each side of the following described line, BEGINNING AT a point 33.00 feet westerly from the northwest corner of the said Section 2; thence in a easterly direction, with the south line of said Section 34 and the north line of said Section 2, a distance of 633.00 feet, to a point for corner; thence in a easterly direction, deflecting 24 degrees, 20 Minutes left, to a point of intersection with the westerly right-of-way line of "SW 84 Street", said point being the point of termination.

Containing an area of 1.32 acres, more or less