

BOARD OF COUNTY COMMISSIONERS
SARPY COUNTY, NEBRASKA

RESOLUTION DIRECTING COUNTY ENGINEER TO STUDY POSSIBLE
VACATION OF VIRGINIA STREET RIGHT OF WAY BETWEEN 21ST STREET AND
EAST LINE OF LOT 1 AMBER ACRES

WHEREAS, pursuant to Neb. Rev. Stat. §39-1722, *et seq.*, (Reissue 2008), the County Board of Commissioners is authorized to vacate or abandon certain roadways or parts thereof, if such be in the public's best interest;

NOW, THEREFORE, BE IT RESOLVED BY THE SARPY COUNTY BOARD OF COMMISSIONERS that pursuant to Neb. Rev. Stat. §39-1722, *et seq.* (Reissue 2008) the Sarpy County Engineer is hereby instructed to make a study of the use being made of the tract of land described as a portion of Virginia Street, lying east of 21st Street and north of the north line of Lot 1, Amber Acres, a subdivision in the City of Bellevue, Sarpy County, Nebraska as further described on Attachment A.

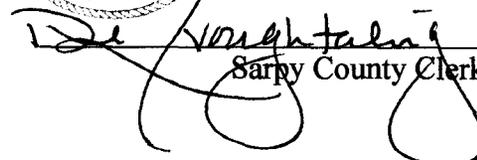
BE IT FURTHER RESOLVED THAT the County Engineer is to provide a written report to this Board within thirty (30) days of the study and provide his recommendation as to the vacation or abandonment thereof, and a certification as to whether the above-described roadway is within the zoning jurisdiction of any city of the metropolitan, primary or first class city.

BE IT FURTHER RESOLVED that the Clerk is directed to publish notice of said public hearing as required by law.

The above and foregoing Resolution was duly approved by a vote of the Sarpy County Board of Commissioners at a public meeting duly held in accordance with applicable law on this 30th day of August, 2011.


 Sarpy County Board Chairman

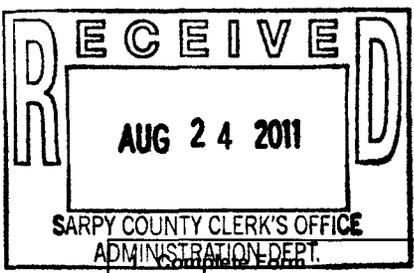



 Sarpy County Clerk

ATTACHMENT A
Legal Description

Beginning at the northwest corner of said Lot 1, said corner being on the easterly right-of-way line of said 21st Street; thence northerly on the northerly prolongation of the westerly line of said Lot 1, 50.00 feet to the southwest corner of Lot 78, Childs Estate Acres, a subdivision in said City of Bellevue and the northerly right-of-way line of said Virginia Street; thence easterly along said northerly right-of-way line, 305.0 feet to the southeast corner of said Lot 78; thence southerly along the northerly prolongation of the easterly line of said Lot 1, Amber Acres, 50.00 feet to the northeast corner of said Lot 1; thence westerly, along the southerly right-of-way line of said Virginia Street, 305.0 feet to the Point of Beginning.

Said portion of Virginia Street contains an area of 15,250 square feet (0.35 acres), more or less.



SARPY COUNTY

County Clerk's Office

APPLICATION FOR ROAD VACATION OR ABANDONMENT

- 2. Return to Sarpy Co. Clerk
- 3. Fees due upon completion

*Please type or print

*Return to the Sarpy County Clerk's office, 1210 Golden Gate Drive, Papillion NE 68046.

Any person desiring the vacation or abandonment of any public road of the county shall file in the office of the Sarpy County Clerk, a petition (page 2) signed by ten (10) or more ELECTORS residing within ten (10) miles of the road or property proposed to be vacated or abandoned. Petition signatures will be verified by the Election Commissioner to determine signers are registered voters. The publication fees (vary upon size and content), along with the \$50 application fee will be collected upon completion. All fees payable to the Sarpy County Clerk.

1. Individual initiating the request:

NAME: TERRY AND CONNIE BRAZEAL

ADDRESS: 8507 SO 21ST STREET

CITY: BELLEVUE STATE: NE ZIP: 68147

PHONE (day): 402-731-9559 (evening): 402-731-9559

2. Reason for vacation / abandonment:

STREET HAS NEVER BEEN IMPROVED OR OPEN TO THE PUBLIC. THERE IS NO CURB CUT OR APPROACH. ADJOINING LANDOWNERS HAVE MAINTAINED STREET. ALL OTHER PROPERTIES IN AREA HAVE DIRECT ACCESS TO EXISTING IMPROVED ROADS.

3. Legal description of property for proposed vacation / abandonment:

VIRGINIA STREET BETWEEN 21ST STREET AND THE NORTHERLY PROLONGATION OF THE EAST LINE OF LOT 1, AMBER ACRES A SUBDIVISION IN THE CITY OF BELLEVUE, SARPY COUNTY, NE.

4. Attach copy of the vacation / abandonment petition as required.

SEE ATTACHMENTS A and B

Petition shall contain:

- 1) the names and addresses of electors
- 2) a clear and unambiguous description of the road proposed to be vacated or abandoned
- 3) the reason (s) why the road should be vacated or abandoned
- 4) a request that a time and date be set for a public hearing before the county board.

SIGNATURE OF APPLICANT: Terry Brazeal Connie S Brazeal



SARPY COUNTY
County Clerk's Office

ROAD VACATION OR ABANDONMENT PETITION

Legal description of property to be vacated:

VIRGINIA STREET BETWEEN 21st STREET AND THE NORTHERLY
PROLONGATION OF THE EAST LINE OF LOT 1, AMBER ACRES, A
SUBDIVISION IN THE CITY OF BELLEVUE, SARPY COUNTY, NE

Reason for vacation / abandonment:

We, the undersigned electors residing within ten (10) miles of the proposed vacated property, hereby ask and petition that the necessary action be taken to vacate property described above. We hereby request that a time and date for a public hearing be set before the Sarpy County Board of Commissioners.

| PRINTED Name of Elector | Signature | Address | Date |
|-------------------------|-----------------------------|---------------------|-----------|
| 1. Natalie Brazel | <i>Natalie Brazel</i> | 2505 Edwards St. | 8/10/11 |
| 2. STEPHEN L. ZABROWSKI | <i>Stephen L. Zabrowski</i> | 8402 S 21st Street | 8-11-11 |
| 3. Josh Zabrowski | <i>Josh Zabrowski</i> | 8402 S. 21st Street | 8-11-11 |
| 4. BARBARA DVORAK | <i>Barbara Dvorak</i> | 8302 S 21st Street | 8-11-11 ✓ |
| 5. DAVID L. DVORAK | <i>David L. Dvorak</i> | 8302 S 21st St | 8-11-11 ✓ |
| 6. Donald A Lovence | <i>Donald A Lovence</i> | 8305 S. 23rd | 8-11-11 ✓ |
| 7. Debra K. Lovence | <i>Debra K. Lovence</i> | 8305 S. 23rd | 8-11-11 ✓ |
| 8. Rebecca Al Rashid | <i>Rebecca Al Rashid</i> | 8306 S 21st St | 8-11-11 ✓ |
| 9. Crystal Swaina | <i>Crystal Swaina</i> | 8806 S. 15th Cir. | 8-11-11 |
| 10. JOE OVERLY | <i>Joe Overly</i> | 8508 S. 21 ST. | 8-11-11 |
| 11. CHOL OVERLY | <i>Chol Overly</i> | 8508 S. 21 St | 8-11-11 |



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| PRINTED Name of Elector | Signature | Address | Date | |
|-------------------------|---------------------------|---------------------------|-----------|---|
| 1. Albert Sledge | <i>Albert C Sledge</i> | 8605 S. 21 | 8-11-11 | V |
| 2. LYNNE C. SLEDGE | <i>Lynne C. Sledge</i> | 8605 So. 21 st | 8-11-2011 | V |
| 3. MARK OPPERMAN | <i>M Opp</i> | 8604 S. 21 ST | 8-11-11 | V |
| 4. Roni Opperman | <i>Roni Opperman</i> | 8604 S 21 ST | 8-11-11 | |
| 5. Jeff Pavel | <i>J Pavel</i> | 8610 S. 21 ST | 8-11-11 | |
| 6. Mary Pavel | <i>Mary Pavel</i> | 8610 S. 21 ST | 8-11-11 | |
| 7. DOUGLAS LORENCE | <i>Douglas J. Lorence</i> | 8706 S. 21 ST | 8-14-11 | V |
| 8. Ruth Howell | <i>RUTH HOWELL</i> | 8511 S 21 | 8-14-11 | V |
| 9. Steven Chaney | <i>Steven Chaney</i> | 8706 S. 21 ST. | 8-14-11 | V |
| 10. CHRIS BRAZEL | <i>Chris Brazel</i> | 2610 LINDA ST | 8-15-11 | V |
| 11. Sandura Brazel | <i>Sandura Brazel</i> | 2610 Linda St. | 8-15-11 | V |

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SARPY COUNTY

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| PRINTED Name of Elector | Signature | Address | Date |
|-------------------------|--------------------------------------|---------------------|---------|
| 1. Jeannette Zelony | <i>Jeannette Zelony</i> | 1915 Childs Rd W. | 8/10/11 |
| 2. RICHARD LAUX | <i>Richard Laux</i> | 1907 Childs Rd West | 8/10/11 |
| 3. Lynne Laux | <i>Lynne Laux</i> | 1907 Childs Rd. W | 8/10/11 |
| 4. JOHN D ZELENY SR | <i>John D. Zelony Sr.</i> | 1915 CHILDS RD W | 8/10/11 |
| 5. John D. Zelony Jr | <i>John D. Zelony Jr.</i> | 1915 Childs Rd W | 8/13/11 |
| 6. Chris Holubar Walsh | <i>Chris Holubar-Walsh</i> | 18111 Peterson Road | 8/10/11 |
| 7. | <i>Executor for Florence Holubar</i> | | |
| 8. | | | |
| 9. | | | |
| 10. | | | |
| 11. | | | |



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| PRINTED Name of Elector | Signature | Address | Date |
|-------------------------|-------------------------|-----------------------------|----------|
| 1. Colleen M. Jack | <i>Colleen M. Jack</i> | 8264 So. 21 St | 08-15-11 |
| 2. JOANNE M. GERARD | <i>Joanne M. Gerard</i> | 2302 CORNELIA ST | 08-15-11 |
| 3. LEE SWANSON | <i>Lee Swanson</i> | 2511 HOLLY ST | 08-16-11 |
| 4. Curt Swanson | <i>Curt Swanson</i> | 2511 HOLLY ST | 8-16-11 |
| 5. David H Overbey | <i>David H. Overbey</i> | 8402 S 25 th Ave | 8-15-11 |
| 6. Joan Overbey | <i>Joan Overbey</i> | 8402 S. 25 Ave | 8-15-11 |
| MRS DIANNE KENNY | <i>DiAnne Kenny</i> | 2554 HOLLY ST | 8/15/11 |
| 8. John Leonovick | <i>John Leonovick</i> | 2554 HOLLY ST | 8/15/11 |
| 9. Thomas F Krop | <i>Thomas F Krop</i> | 8405 S 25 th AVE | 8/16/11 |
| 10. PATRICIA KROP | <i>Patricia Krop</i> | 8405 S 25 th AVE | 8/16/11 |
| 11. | | | |



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| PRINTED Name of Elector | Signature | Address | Date |
|-------------------------|-----------------------------|--------------------------------------|---------|
| 1. Melissa Buggy | <i>Melissa Buggy</i> | 2607 Linda St 68147 | 8-14-11 |
| 2. Mike Buggy | <i>Mike Buggy</i> | 2607 LINDA ST 68147 | 8-14-11 |
| 3. Kenneth Meyer | <i>Kenneth Meyer</i> | 7957 cedar Island Rd 68147 | 8-14-11 |
| 4. Brian Brazeal | <i>Brian Brazeal</i> | 2610 Linda St | 8-14-11 |
| 5. Michelle Christensen | <i>Michelle Christensen</i> | 635 Bailey Circle, Poplarville 68147 | 8-14-11 |
| 6. Henry MAASS | <i>Henry Maass</i> | 2608 Linda Bellevue | 8-14-11 |
| 7. BRENDA Maass | <i>Brenda Maass</i> | 2608 Linda Bellevue | 68147 |
| 8. Alan L. Polancic | <i>Alan L. Polancic</i> | 2502 Holly St Bellevue | 68147 |
| 9. Pat Polancic | <i>Pat Polancic</i> | 2502 Holly St Bellevue | 68147 |
| 10. Mike Polancic | <i>Mike Polancic</i> | 2502 Holly St Bellevue | 68147 |
| 11. Judy Carver | <i>Judy Carver</i> | 8402 S. 25th St. Bellevue | 68147 |



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| PRINTED Name of Elector | Signature | Address | Date |
|-------------------------|-----------------------------|--------------------|-----------|
| 1. Janice Meyer | <i>Janice Meyer</i> | 8410 S. 25th Ave | 8/14/11 |
| 2. Melvin G. Meyer | <i>Melvin G Meyer</i> | 8410 So. 25th Ave | 8/14/11 |
| 3. RICHARD C. CARVER | <i>Richard Carver</i> | 8402 So. 25th St | 14 Aug 11 |
| 4. Katherine Wiebelhaus | <i>Katherine Wiebelhaus</i> | 2010 Childs Rd W | 8-14-11 |
| 5. Michael Wiebelhaus | <i>Michael Wiebelhaus</i> | 2010 Childs Rd W | 8-14-11 |
| 6. Debra Marco | <i>Debra Marco</i> | 8403 S. 21 St | 8/14/11 |
| 7. CHARLES MARCO | <i>Charles T Marco</i> | 8403 S. 21 ST | 8/14/11 |
| 8. Gary Vaida | <i>Gary Vaida</i> | 2515 Geri Cir | 8/14/11 |
| 9. Jen Vaida | <i>Jen Vaid</i> | 2515 Geri Cir. | 8/14/11 |
| 10. RALPH FURST | <i>Ralph Furst</i> | 2513 GERI CIR | 8/14/11 |
| 11. Doug French | <i>Doug French</i> | 2006 Winderest Ave | 8/14/11 |



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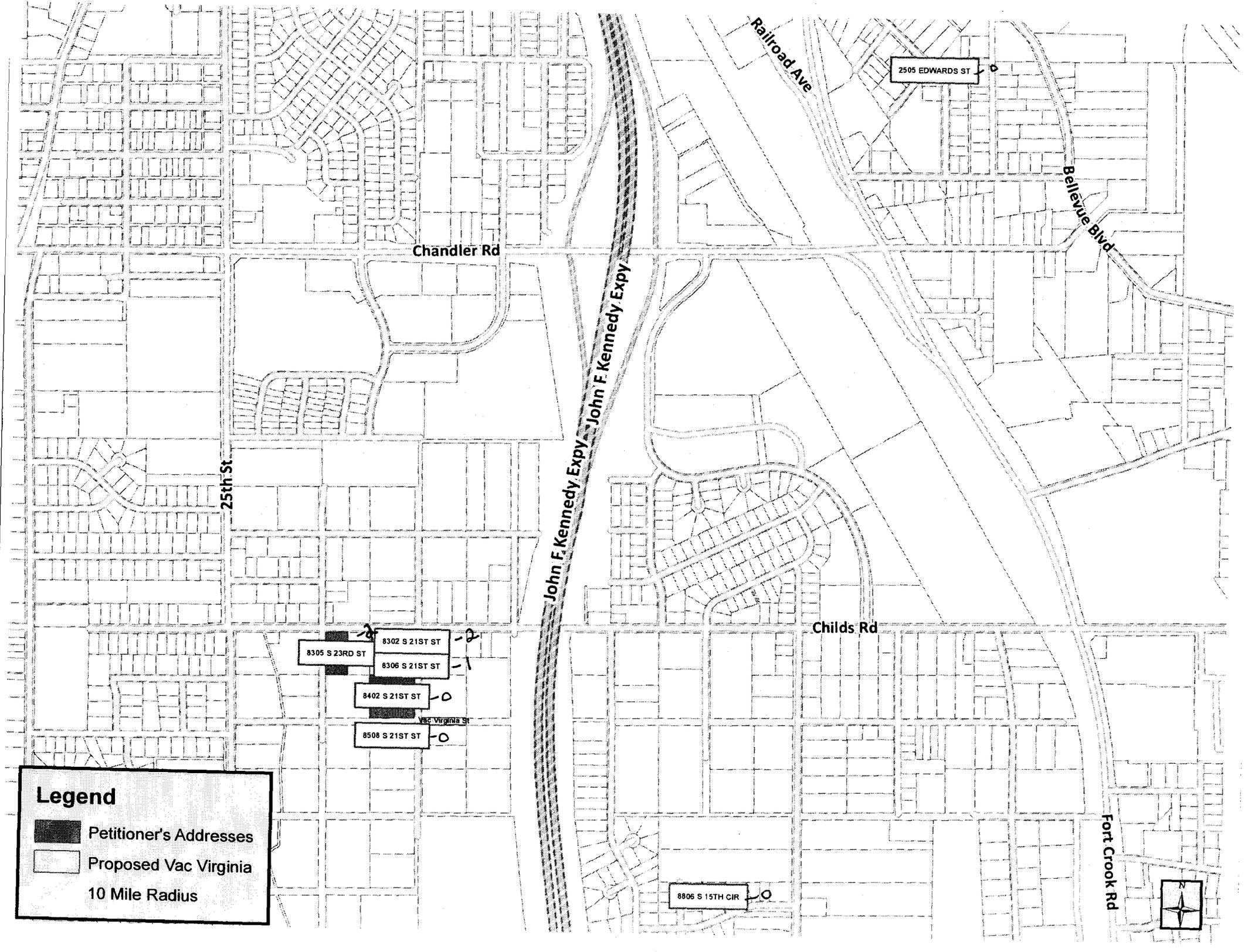
| PRINTED Name of Elector | Signature | Address | Date |
|-------------------------|-----------------------|----------------------|---------|
| 1. Janelle French | <i>Janelle French</i> | 2006 Windcrest Ave | 8/14/11 |
| 2. MELANIE FRENCH | <i>Melanie French</i> | 2006 WINDCREST AVE | 8/14/11 |
| 3. Donna Vaida | <i>Donna K. Vaida</i> | 1524 Applewood Drive | 8/14/11 |
| 4. John Vaida | <i>John Vaida</i> | 1524 Applewood DR | 8/14/11 |
| 5. | | | |
| 6. | | | |
| 7. | | | |
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| 9. | | | |
| 10. | | | |
| 11. | | | |

PROPOSED VACATION - VIRGINIA STREET BETWEEN 21ST STREET & THE
NORTHERLY PROLONGATION OF THE EAST LINE OF LOT 1, AMBER ACRES, CITY
OF BELLEVUE, SARPY COUNTY, NEBRASKA.

LEGAL DESCRIPTION:

A portion of Virginia Street, lying east of 21st Street and north of the north line of Lot 1, Amber Acres, a subdivision in the City of Bellevue, Sarpy County, Nebraska, described as follows: Beginning at the northwest corner of said Lot 1, said corner being on the easterly right-of-way line of said 21st Street; thence northerly on the northerly prolongation of the westerly line of said Lot 1, 50.00 feet to the southwest corner of Lot 78, Childs Estate Acres, a subdivision in said City of Bellevue and the northerly right-of-way line of said Virginia Street; thence easterly along said northerly right-of-way line, 305.0 to the southeast corner of said Lot 78; thence southerly along the northerly prolongation of the easterly line of said Lot 1, Amber Acres, 50.00 feet to the northeast corner of said Lot 1; thence westerly, along the southerly right-of-way line of said Virginia Street, 305.0 feet to the Point of Beginning.

Said portion of Virginia Street contains an area of 15,250 square feet (0.35 acres), more or less.



2505 EDWARDS ST

Chandler Rd

25th St

John F. Kennedy Expy

Childs Rd

8305 S 23RD ST

8302 S 21ST ST

8306 S 21ST ST

8402 S 21ST ST

Vac Virginia St

8508 S 21ST ST

8806 S 15TH CIR

Fort Crook Rd

Legend

-  Petitioner's Addresses
-  Proposed Vac Virginia

10 Mile Radius



Kendra Koehler

From: Sarah Black
Sent: Monday, August 29, 2011 11:01 AM
To: Kendra Koehler
Subject: Verified Addresses

August 29, 2011

Hi Kendra

I verified that the following addresses are within a 10 mile radius of the proposed vacated Virginia St.

- 8605 S 21st St -2
- 8604 S 21st St -1
- 8706 S 21st St -2

Please let me know if there is anything more you need ☺

Sarah Black
Real Estate Mapping Specialist
Sarpy County Assessor's Office
(402) 593-2124

List of Abutting or Adjacent Land Owners – Vac Virginia St

- Florence Holubar 18111 Peterson Rd Plattsmouth Ne 68048
- Terry M & Connie S Brazeal 8507 S 21st St Bellevue Ne 68147
- Sarpy County Dept of Roads 15100 S 84th St Papillion Ne 68046