

**BOARD OF COUNTY COMMISSIONERS
SARPY COUNTY, NEBRASKA**

**RESOLUTION DECLINING VACATION OF RIGHT OF WAY OF VIRGINIA STREET
BETWEEN 21ST STREET AND EAST LINE OF LOT 1 AMBER ACRES.**

WHEREAS, pursuant to Neb. Rev. Stat. §39-1722 (Reissue 2008), the County Engineer has been directed to study 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 and report said study to this Board; and,

WHEREAS, pursuant to Neb. Rev. Stat. §39-1724 (Reissue 2008), this Board has received said report from the Sarpy County Engineer within thirty (30) days of the directive, and said report contains the study made and the County Engineer's recommendation as to the vacation thereof as required by Neb. Rev. Stat. §39-1722 (Reissue 2008), and recommends said vacation; and,

WHEREAS, on the 25th day of October, 2011 a Public Hearing on the vacation was held as required by Neb. Rev. Stat. §39-1724 (Reissue 2008), after the publication and the service of notice on adjacent landowners, all as required by Neb. Rev. Stat. §39-1724 (Reissue 2008); and,

WHEREAS, pursuant to Neb. Rev. Stat. §39-1725 (Reissue 2008), this Board has received the recommendation of the Bellevue City Council to deny the vacation of said right of way.

NOW, THEREFORE, BE IT RESOLVED BY THE SARPY COUNTY BOARD OF COMMISSIONERS that pursuant to the requirements of Neb. Rev. Stat. §39-1722 and §39-1725 (Reissue 2008) based upon the denial of the Bellevue City Council to vacate said right of way, vacation 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, Sarpy County, Nebraska is hereby declined.

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 ____ day of November, 2011.

ATTEST:

Sarpy County Board Chairman

Sarpy County Clerk