

CITY OF BROKEN BOW, NEBRASKA
ORDINANCE NO. 1292

An ordinance providing for the partial vacation of 9th Avenue. Specifically the first 125 feet south of the South 9th Avenue and South K Street intersection, between parcel 479820 and parcel 1231500 in the City of Broken Bow, Custer County, Nebraska; providing for the manner of ascertainment of damages sustained by the citizens of the City of Broken Bow, Nebraska, or by the owners of property therein by the vacation of said street, providing for the giving of notice to said citizens or property owners of the time and place for hearing on any claims for damages by reason of said vacation, and prescribing the time when this ordinance shall be in full force and take effect.

**BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF
BROKEN BOW, NEBRASKA:**


Section 1. That the first 125 feet of 9th Ave , between parcel 479820 and parcel 1231500 (A tract of land in the Southeast quarter of the Southeast quarter of Section 32, Township 17 North, Range 20 West of the 6th P.M., Custer County, Nebraska, described as follows: Commencing at a point 80 feet South and 220 feet West of the Southeast corner of Block 1, Reyner's Addition, Broken Bow, Custer County, Nebraska; running thence South 125 feet; thence West 60 feet; thence North 125 feet; thence East 60 feet to the place of beginning, shall be, and the same hereby, is vacated.

Section 2. That any citizen of the City of Broken Bow, Nebraska, or any owner of property therein who claims that he sustained damages as a result of the vacation of said streets shall file his claim for damages with the City Clerk of the City of Broken Bow, Nebraska, on or before the 12th day of December, 2024, and the damages, if any, sustained by the claimant shall be ascertained by the Mayor and Council of the City of Broken Bow, Nebraska, at the regular meeting of said Mayor and Council on January 14th, 2025, at 6:00 P.M. in the Auditorium in the Municipal Building of the City of Broken Bow, Nebraska.

Section 3. That the Clerk of the City of Broken Bow, Nebraska, shall give notice to the citizens of the City of Broken Bow, Nebraska, and to the owners of property therein, of the time limit for filing claims for damages for the vacation of said streets and the time and place for hearing on said claims by publication of a legal notice in the Custer County Chief on November 21st, 2024.


Section 4. That the City of Broken Bow shall retain perpetual easement rights on the vacated portion of South 9th Ave Street between South K Street and South N Street and the owner shall not obstruct, or permit to be obstructed, the easement premises at any time whatsoever without the express prior written consent of the City.

Section 4. That this ordinance shall be in full force and take effect from and after its passage, approval and publication according to law.
PASSED AND APPROVED this 12th day of November, 2024.



Rod Sonnichsen, Mayor

ATTEST:



Jennifer A. Waterhouse, City Clerk