

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-22-0035  
OF A PUBLIC ROAD RIGHT-OF-WAY, MORE )  
PARTICULARLY DESCRIBED IN EXHIBIT )  
“A”, AND LOCATED IN LANCASTER )  
COUNTY, NEBRASKA )

WHEREAS, the Board of County Commissioners of Lancaster County, Nebraska, (hereinafter referred to as the “County Board”) received a petition, see Exhibit “A” attached hereto and incorporated by this reference, that the public interest will be served by vacating NW 25<sup>th</sup> St., located north of W Masek Dr., Raymond, Nebraska, more particularly described in Exhibit “A,” located in Lancaster County, Nebraska; and

WHEREAS, pursuant to Neb. Rev. Stat. §§ 39-1723 and 39-1722, within two weeks of the filing of a duly submitted petition with the Lancaster County Clerk, the Board shall by resolution direct the Lancaster 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 upon the study made and her recommendation as to the vacation or abandonment thereof;

WHEREAS, pursuant to County Resolution No. 3049, 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, unless a longer period is granted by the County Board, as to the character and degree of conformity or nonconformity of the proposed vacation to the Comprehensive Plan. Planning must also determine if the road to be vacated is within three miles of the City of Lincoln. If 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 county road, and to submit in writing to the County Board within thirty days, a report upon the study made and their recommendation as to the vacation thereof; 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 to submit in writing to the County Board within thirty days, unless a longer period is granted by the County Board, a report and its recommendation as to the vacation thereof. Planning shall also determine if the road to be vacated is within three miles of the City of Lincoln. If within three miles, Planning will initiate this process to get the City Council's approval.

DATED this 24 day of May, 2022.

APPROVED AS TO FORM  
this 24<sup>th</sup> day of  
May, 2022.

  
for PAT CONDON  
County Attorney

BY THE BOARD OF COUNTY  
COMMISSIONERS OF LANCASTER  
COUNTY, NEBRASKA

  
  
  
  
