

ORDINANCE NO. 2021-02

AN ORDINANCE OF THE VILLAGE OF MALCOLM, LANCASTER COUNTY, NEBRASKA, TO ANNEX AND INCLUDE AS PART OF THE VILLAGE OF MALCOLM CERTAIN CONTIGUOUS AND ADJACENT REAL PROPERTY; EXTEND THE CORPORATE LIMITS; AUTHORIZE A CERTIFIED COPY TO BE FILED WITH THE REGISTER OF DEEDS AND COUNTY ASSESSOR; FURNISH SERVICES; REPEAL ANY CONFLICTING ORDINANCES; AND PROVIDE FOR AN EFFECTIVE DATE

BE IT ORDAINED BY THE CHAIRMAN AND BOARD OF TRUSTEES OF THE VILLAGE OF MALCOLM, NEBRASKA:

Section 1. The Board of Trustees finds that certain real property described herein is contiguous or adjacent to the corporate limits of the Village of Malcolm, urban or suburban in character, and in the proper direction of growth of the Malcolm. Public hearings before the Planning Commission and Village Board have been held, with proper notice published and written notice mailed to affected property owners at least ten (10) days in advance of said hearings.

Section 2. The land legally described below is hereby annexed and included within the corporate limits of the Village of Malcolm, Lancaster County, Nebraska, and made a part of the Village of Malcolm for all purposes:

Lot 55, Irregular Tracts, in the Northwest Quarter of Section 21, Township 11 North, Range 5 East of the 6th PM, Lancaster County, Nebraska, and

A tract of land being part of "Malcolm Road," located in the NW1/4 of Section 21, Township 11 North, Range 5 East of the 6th PM, Lancaster County, Nebraska, more particularly described as follows: Beginning at the southwest corner of Lot 7, Prairie Hills Addition Number Two, to the Village of Malcolm, Lancaster County, Nebraska, said point also being the southeast corner of Lot 55 Irregular Tracts, said point also being on the northeasterly right-of-way line of Malcolm Road; thence northwesterly on the northeasterly right-of-way line of Malcolm Road, said line also being the southerly line of said Lot 55 Irregular Tracts, to the southwest corner of said Lot 55 Irregular Tracts, said point also being the southernmost corner of Lot 1 Hudkins Second Addition, to the Village of Malcolm, said point also being on the southwesterly Village Limit Line, thence southwesterly on said Village Limit line, as drawn radially from the northeasterly right-of-way line of Malcolm Road, to a point on the southwesterly right-of-way line of Malcolm Road, said point being on the northeasterly line of Lot 108 Irregular Tracts, thence southeasterly on the southwesterly right-of-way line of Malcolm Road, said line also being the northeasterly line of said lot 108 Irregular Tracts to a point, said point being the intersection of the southwesterly right-of-way line of Malcolm Road and the Village Limit line, said Village Limit line being drawn southwesterly from the southwest corner of said Lot 7, Prairie Hills Addition Number Two, thence northeasterly on said Village Limit line to the point of beginning.

As shown in Exhibit 1, Annexation Map, attached and incorporated as if set forth herein.

Section 3. The boundaries of the Village of Malcolm, Nebraska, are hereby extended to include within the corporate limits of said Village the contiguous and adjacent tract of land described above.

Section 4. For so long as Lot 55 is owned by the Methodist Church of Malcolm Nebraska Inc., the Board of Trustees waives and agrees not to impose any requirement that the property owner install a sidewalk along Malcolm Road at the property owner's expense. This provision shall not prevent the Village from entering into an agreement with the property owner to install a sidewalk at Village expense and to address maintenance thereof.

Section 5. A certified copy of this Ordinance and Plat of the annexed tract shall be filed on record in the offices of the Registrar of Deeds and County Assessor of Lancaster County, Nebraska.

Section 6. Upon the effective date hereof, the Village shall furnish all public services, including emergency services and utilities, to the annexed tract as provided by law.

Section 7. All existing ordinances, or sections thereof, in conflict with this ordinance are hereby repealed.

Section 8. This ordinance shall be published in book or pamphlet form and posted in three (3) public locations in the Village of Malcolm. This Ordinance shall take effect and be in full force from and after its passage, approval, and publication as provided by law

FIRST READING: 4/7/2021

SECOND READING: 5/5/2021

THIRD READING: 6/1/2021

PASSED AND APPROVED THIS 1ST DAY OF JUNE 2021



Jerad Little, Chairman
Board of Trustees

ATTEST:

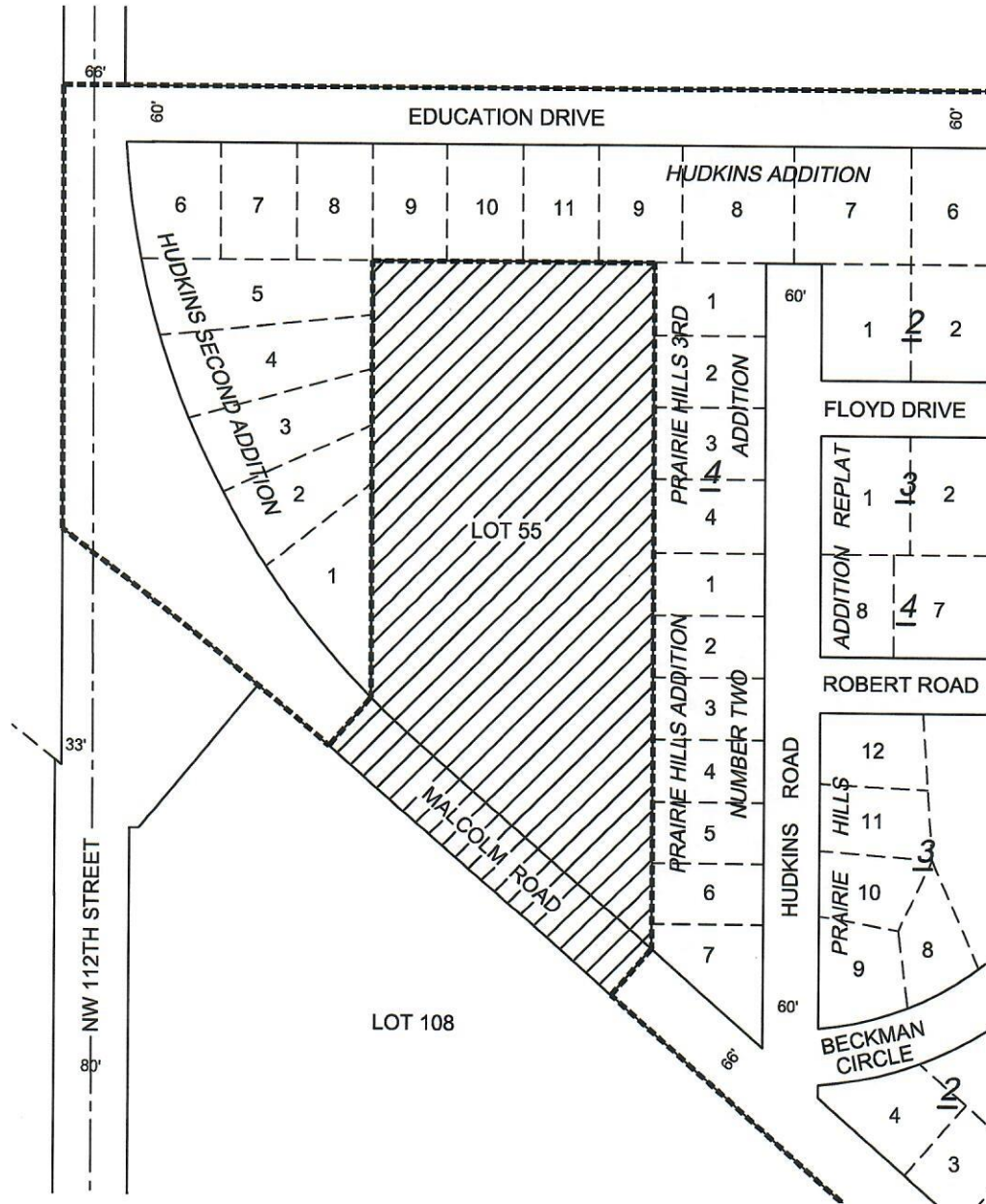
Nadine Link
Nadine Link, Clerk



ANNEXATION MAP

EXHIBIT 1

PART OF THE NORTHWEST QUARTER (NW1/4), SECTION 21,
TOWNSHIP 11 NORTH, RANGE 5 EAST, OF THE 6TH P.M.
LANCASTER COUNTY, NEBRASKA



0 100' 200'
SCALE: 1" = 200'

LEGEND

- VILLAGE OF MALCOLM CORPORATE LIMITS
- ANNEXATION AREA

PREPARED BY:



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