

RESOLUTION NO. 2019-33

DECLARATION AS TO USE

WHEREAS, the City of Wayne is the owner of Tax Lot 11 in the Southwest Quarter of Section 12, Township 26 North, Range 3, East of the Sixth Principal Meridian, Wayne County, Nebraska; and

WHEREAS, said Tax Lot 11 in the Southwest Quarter of Section 12, Township 26 North, Range 3, East of the Sixth Principal Meridian, Wayne County, Nebraska is now being used for Water Tower Purposes; and

WHEREAS, the City of Wayne hereby wishes to construct, operate, and maintain a Hiking and Biking Trail and associated appurtenances across a portion of said property; and

WHEREAS, the Hiking and Biking Trail and associated appurtenances is to be constructed as part of Nebraska Department of Transportation project STPB-90(4), Control Number 31777, and identified as Wayne Trail Phase 2; and

WHEREAS, to comply with Federal Highway Administration 23 CFR 1.23(a) – “Interest to be acquired – The State shall acquire rights-of-way of such nature and extent as are adequate for the construction, operation, and maintenance of a project,” it is necessary for the City of Wayne to declare that a portion of said property shall be used for the construction, operation, and maintenance of a Hiking and Biking Trail and associated appurtenances.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of the City of Wayne, Nebraska, hereby approves the use of a portion of said land owned by the City of Wayne for the construction, operation, and maintenance of a Hiking and Biking Trail and associated appurtenances, as shown on attached “Exhibit 3F,” and as aligned in project plans and specifications for Nebraska Department of Transportation project STPB-90(4), Control Number 31777, and identified as Wayne Trail Phase 2.

PASSED AND APPROVED this 4th day of June, 2019.

THE CITY OF WAYNE, NEBRASKA,

By _____
Mayor

ATTEST:

City Clerk