

**CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
NOVEMBER 21, 2023 AGENDA**

Subject:	Type:	Submitted By:
EXPAND THE CITY'S EXTRATERRITORIAL JURISDICTION (ETJ)	◆ RESOLUTION ◆ ORDINANCE ◆ RECEIVE/FILE	CHRIS SOLBERG DEPUTY COMMUNITY DEVELOPMENT DIRECTOR

SYNOPSIS

A public hearing has been scheduled and an ordinance has been prepared to expand the City's Extraterritorial Jurisdiction.

FISCAL IMPACT

N/A.

RECOMMENDATION

Approval.

BACKGROUND

The City's current Extraterritorial Jurisdiction (ETJ) map cuts through the southern part of Tax Lot 19 (14-14-11). This alignment of the ETJ through the area hampers development as the property lies within two separate jurisdictions (the City and the County). Staff has proposed expanding of the ETJ to cover the entirety of the southern part Tax Lot 19 (14-14-11) to ensure that development of the entire lot is conducted under the City's jurisdiction as it will eventually be annexed. The extension of the ETJ limits is within the 2-mile boundary authorized by State Statutes.

On October 19, 2023, the Planning Commission recommended the expansion of the ETJ by a vote of 6-0 with 1 abstention.

ORDINANCE NO. ____

AN ORDINANCE TO EXTEND AND REVISE BOUNDARIES OF THE EXTRATERRITORIAL JURISDICTION OF THE CITY OF LA VISTA NEBRASKA; TO REPEAL ALL ORDINANCES IN CONFLICT HEREWITH; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

BE IT ORDAINED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF LA VISTA, SARPY COUNTY, NEBRASKA:

Section 1. That attached hereto as Exhibit A and incorporated herein by this reference is a map showing parcels proposed to be added to the extraterritorial jurisdiction of the City of La Vista pursuant to Nebraska Statutes, including Neb. Rev. Stat. Sections 16-901 and 16-902.

Section 2. That attached hereto as Exhibit B and incorporated herein is a map of all parcels, including parcels in Exhibit A, over which extraterritorial jurisdiction has been or with adoption of this Ordinance shall be ceded to the City, and which map upon adoption of this Ordinance shall represent the extraterritorial jurisdiction of the City of La Vista pursuant to Nebraska Statutes, including Neb. Rev. Stat. Sections 16-901 and 16-902. This document shall replace the previous extraterritorial jurisdiction map approved by the City of La Vista.

Section 3. That the Planning Commission of the City of La Vista on October 19, 2023, after notice and public hearing, recommended approval of the extended extraterritorial jurisdiction as represented by the map in Exhibit B to read as follows:

EXTRA TERRITORIAL JURISDICTION FOR THE CITY OF LAVISTA

BEGINNING AT THE NORTHEAST CORNER OF SECTION 14, T14N, R11E OF THE 6TH P.M., SARPY COUNTY, NEBRASKA:

THENCE WESTERLY ON THE NORTH LINE OF SAID SECTION 14, ALSO THE COMMON LINE OF DOUGLAS COUNTY, AND SARPY COUNTY, TO THE NORTHERLY EXTENSION OF THE CENTERLINE OF 145TH STREET;

THENCE SOUTHERLY ON THE CENTERLINE OF SAID 145TH STREET, AND IT'S NORTHERLY EXTENSION, TO THE INTERSECTION OF THE CENTERLINE OF ECHO HILLS DRIVE;

THENCE WESTERLY ON THE CENTERLINE OF ECHO HILLS DRIVE TO THE INTERSECTION OF THE CENTERLINE OF 146TH STREET;

THENCE SOUTHERLY ON THE CENTERLINE OF 146TH STREET AND IT'S SOUTHERLY EXTENSION, TO THE NORTH LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 14;

THENCE WESTERLY ON THE NORTH LINE OF SAID SOUTHEAST QUARTER TO THE NORTHERLY EXTENSION OF THE EAST LINE OF LOT 2, CHALCO INDUSTRIAL PARK SOUTH, A SUBDIVISION IN SAID SARPY COUNTY;

THENCE SOUTHERLY ON THE NORTHERLY EXTENSION OF THE EAST LINE OF SAID LOT 2, AND ON THE EAST LINE OF SAID LOT 2 AND ITS SOUTHERLY EXTENSION TO THE SOUTHERLY RIGHT-OF-WAY LINE OF BURLINGTON NORTHERN RAILROAD;

THENCE NORTHWESTERLY ON THE SOUTHERLY RIGHT-OF-WAY LINE OF SAID BURLINGTON NORTHERN RAILROAD TO THE MOST EASTERLY CORNER OF TAX LOT 2A2 IN THE NW 1/4 OF SAID SECTION 14;

THENCE WESTERLY ON THE SOUTH LINE OF SAID TAX LOT 2A2 TO THE NORTHERLY EXTENSION OF THE WEST LINE OF CHALCO POINTE 1ST ADDITION, A SUBDIVISION IN SAID SARPY COUNTY;

THENCE SOUTH ON THE NORTHERLY EXTENSION OF THE WEST LINE OF SAID CHALCO POINTE 1ST ADDITION TO THE NORTHWEST CORNER OF OUTLOT 1, SAID CHALCO POINTE 1ST ADDITION;

THENCE SOUTHEASTERLY ON THE NORTHERLY LINE OF SAID OUTLOT 1 TO THE NORTHWEST CORNER OF LOT 1B, ROCK CREEK ADDITION, A SUBDIVISION IN SAID SARPY COUNTY;

THENCE EASTERLY ON THE NORTH LINE OF SAID LOT 1B, TO THE NORTHEAST CORNER THEREOF, AND THE NORTHWEST CORNER OF TAX LOT 10, IN THE SOUTHEAST QUARTER OF SAID SECTION 14;

THENCE SOUTHERLY ON THE WEST LINE OF SAID TAX LOT 10 AND IT'S SOUTHERLY EXTENSION TO A POINT ON THE NORTH LINE OF THE NORTHEAST QUARTER OF SECTION 23, T14N, R11E, SAID POINT ALSO BEING THE NORTHERLY EXTENSION OF THE WEST LINE OF TAX LOT 4, IN SAID NORTHEAST QUARTER;

THENCE SOUTHERLY ON THE WEST LINE OF SAID TAX LOT 4, TO THE SOUTH LINE OF SAID NORTHEAST QUARTER;

THENCE EASTERLY ON THE SOUTH LINE OF SAID NORTHEAST QUARTER TO THE CENTERLINE OF 147TH STREET;

THENCE NORTHERLY ON THE CENTER LINE OF 147TH STREET TO THE CENTERLINE OF MEADOWS BOULEVARD;

THENCE EASTERLY ON THE CENTERLINE OF MEADOWS BOULEVARD TO THE EAST LINE OF SAID NORTHEAST QUARTER;

THENCE SOUTHERLY ON THE EAST LINE OF SAID NORTHEAST QUARTER TO THE SOUTHEAST CORNER THEREOF;

THENCE EASTERLY ON THE SOUTH LINE OF THE NORTHWEST QUARTER, AND THE NORTHEAST QUARTER OF SAID SECTION 24, TO THE SOUTHWEST CORNER OF THE NORTHWEST CORNER OF SECTION 19, T14N, R12E, IN SAID SARPY COUNTY;

THENCE EASTERLY ON THE SOUTH LINE OF THE NORTHWEST QUARTER AND THE NORTHEAST QUARTER OF SAID SECTION 19, TO THE SOUTHWEST CORNER OF THE NORTHWEST QUARTER OF SECTION 20, T14N, R12E, IN SAID SARPY COUNTY;

THENCE EASTERLY ON THE SOUTH LINE OF THE NORTHWEST QUARTER AND THE NORTHEAST QUARTER OF SAID SECTION 20, TO THE SOUTHEAST CORNER THEREOF;

THENCE NORTHERLY ON THE EAST LINE OF THE NORTHEAST QUARTER OF SAID SECTION 20 TO THE WESTERLY LINE OF PORTAL ROAD;

THENCE NORTHERLY ON THE WESTERLY LINE OF PORTAL ROAD TO THE SOUTH LINE OF GILES ROAD;

THENCE EASTERLY ON THE SOUTH LINE OF GILES ROAD TO THE WEST LINE OF 107TH STREET;

THENCE SOUTHERLY ON THE WEST LINE OF 107TH STREET AND IT'S SOUTHERLY EXTENSION TO THE SOUTHERLY LINE OF PORTAL ROAD;

THENCE EASTERLY ON THE SOUTHERLY LINE OF PORTAL ROAD TO THE SOUTHERLY EXTENSION OF THE EAST LINE OF 96TH STREET;

THENCE NORTHERLY ON THE EAST LINE OF 96TH STREET AND IT'S SOUTHERLY EXTENSION TO THE INTERSECTION OF THE EAST LINE OF 96TH STREET AND IT'S NORTHERLY EXTENSION AND THE NORTH LINE OF SECTION 22, T14N, R12E, IN SAID SARPY COUNTY;

THENCE EASTERLY ON THE NORTH LINE OF SECTIONS 22, 23, AND 24, T14N, R12E, TO THE NORTHEAST CORNER OF SAID SECTION 24, THE SOUTHWEST CORNER OF SECTION 18, T14N, R13E, IN SAID SARPY COUNTY;

THENCE EASTERLY ON THE SOUTH LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 18, TO THE SOUTHEAST CORNER OF TAX LOT 10, IN SAID SOUTHWEST QUARTER;

THENCE NORTHERLY ON THE EAST LINE OF SAID TAX LOT 10 TO THE SOUTHEASTERLY MOST CORNER OF TAX LOT 9 IN SAID SOUTHWEST QUARTER;

THENCE NORTHERLY ON THE EASTERLY LINE OF SAID TAX LOT 9, TO THE SOUTH LINE OF THE NORTHWEST QUARTER OF SAID SECTION 18, THE SOUTH LINE OF TAX LOT 7B, IN SAID NORTHWEST QUARTER;

THENCE EASTERLY ON THE SOUTH LINE OF TAX LOT 7B, TO THE SOUTHEAST CORNER THEREOF;

THENCE NORTHERLY ON THE EASTERLY LINE OF SAID TAX LOT 7B TO THE EAST LINE OF THE NORTHEAST QUARTER OF SECTION 13, T14N, R12E, IN SAID SARPY COUNTY;

THENCE SOUTHERLY ON THE EAST LINE OF SAID NORTHEAST QUARTER TO A POINT ON THE EAST LINE OF TAX LOT 16, IN SAID NORTHEAST QUARTER;

THENCE NORTHWESTERLY ON THE EASTERLY LINE OF SAID TAX LOT 16 AND IT'S NORTHWESTERLY EXTENSION TO THE NORTH LINE OF SAID SECTION 13, THE COMMON LINE OF DOUGLAS COUNTY AND SARPY COUNTY;

THENCE WESTERLY ON THE NORTH LINE OF SECTIONS 13, 14, 15, 16, 17 AND 18, T14N, R12E IN SAID SARPY COUNTY, THE COMMON LINE OF DOUGLAS COUNTY AND SARPY COUNTY, TO THE NORTHEAST CORNER OF SECTION 13, T14N, R11E;

THENCE WESTERLY ON THE NORTH LINE OF SECTIONS 13 AND 14, T14N, R11E IN SAID SARPY COUNTY, THE COMMON LINE OF DOUGLAS COUNTY AND SARPY COUNTY, TO THE POINT OF BEGINNING.

Section 4. That the City Council after notice and public hearing find and determine that the actions described above and depicted in Exhibits A and B are in the best interests of the City.

Section 5. That extension of the extraterritorial jurisdiction of the City over the parcels shown in Exhibit A is hereby approved; and revised boundaries of the extraterritorial jurisdiction of the City pursuant to Nebraska Statutes, including Neb. Rev. Stat. Sections 16-901 and 16-902 as described above and depicted in Exhibit B are hereby approved and shall be incorporated into the Official Zoning Map of the City of La Vista.

Section 6. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

Section 7. Effective Date. This ordinance shall be in full force and effect upon the date of passage, approval and publication as provided by law.

PASSED AND APPROVED THIS 21ST DAY OF NOVEMBER 2023.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, MMC
City Clerk

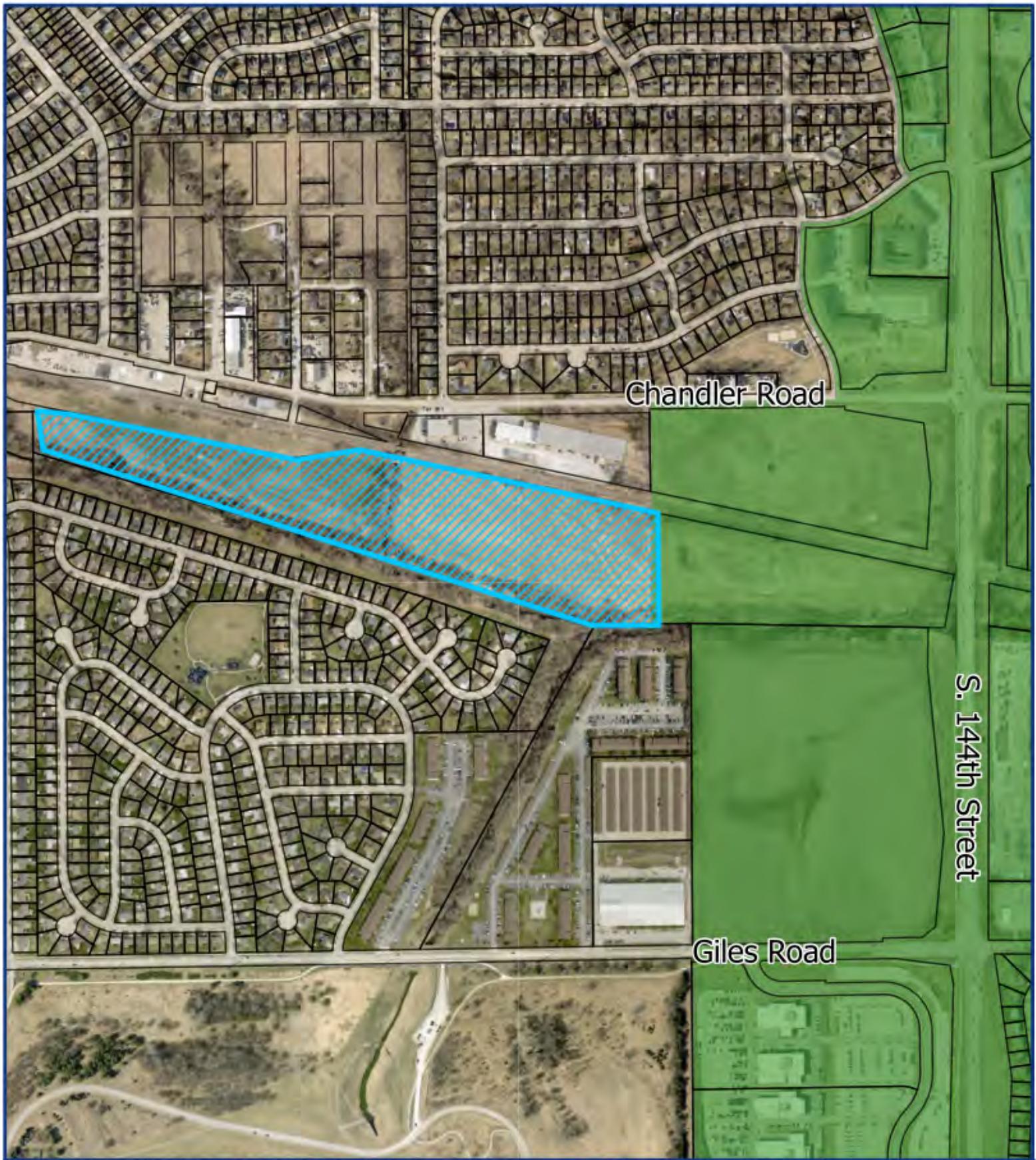
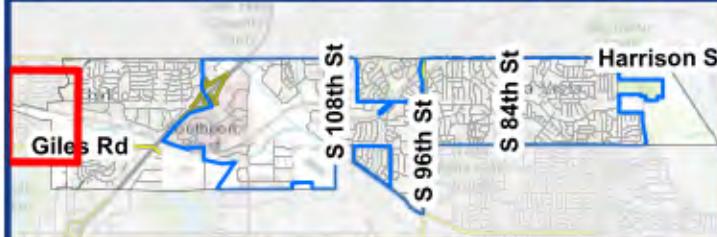


Exhibit A

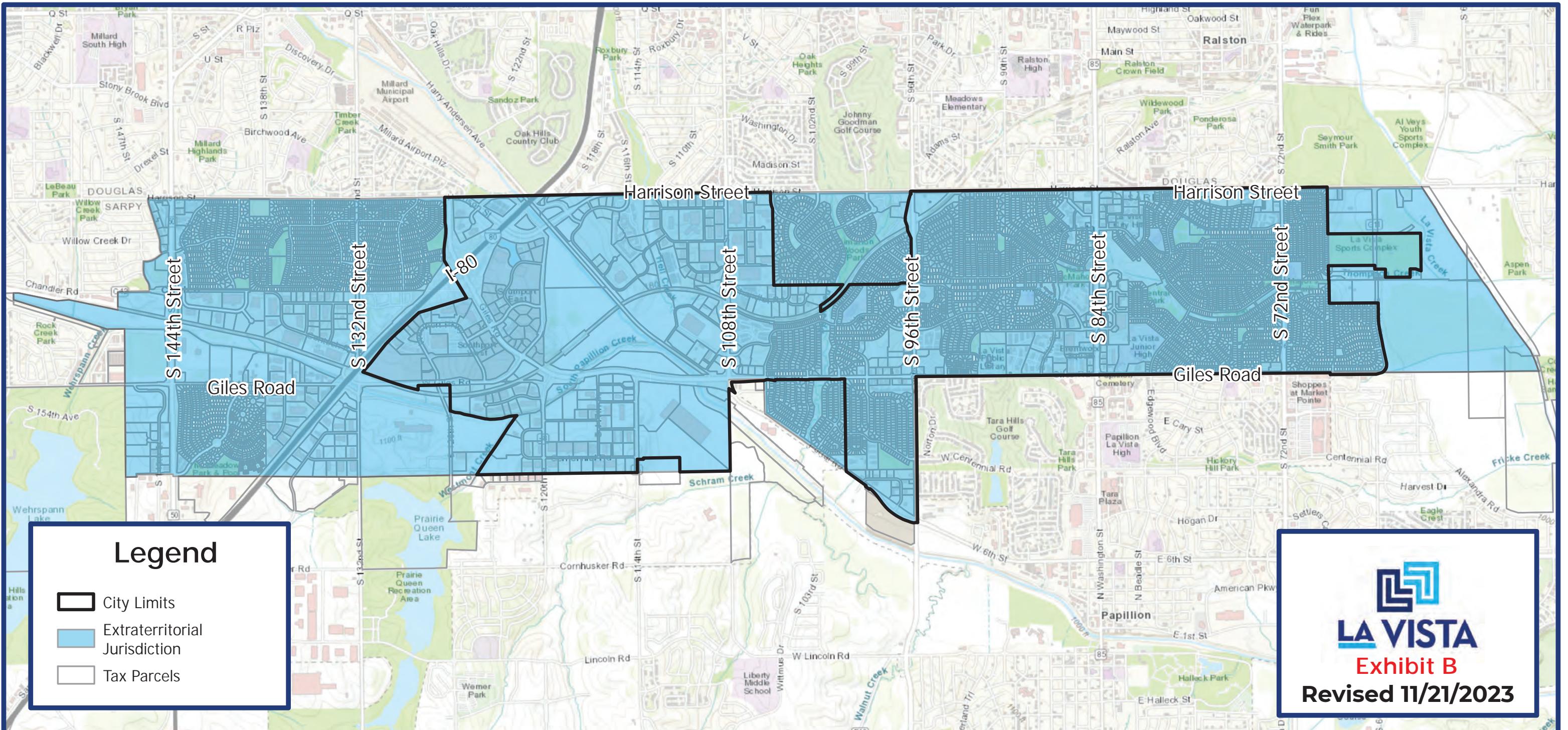
Vicinity Map - Extraterritorial Jurisdiction Extension



Legend

- Current ETJ Boundary
- Proposed Addition to ETJ





City of La Vista Extraterritorial Jurisdiction Map