

ORDINANCE NO. 3341

AN ORDINANCE VACATING THE EAST 10' OF THE 300 BLOCK OF N. POPLAR STREET AND RETAINING A UTILITY EASEMENT

WHEREAS, a partial right-of-way vacation petition was received by the City Clerk's Office bearing the signatures of the owners of the adjacent property, addressed 822 NW. 3rd Street; and

WHEREAS, public notice of the hearing appeared in the Abilene Reflector Chronicle on October 12, 2017 and notice has been provided by mail to the adjacent owner, who is also the petitioner; and

WHEREAS, an investigation of public utility facilities in the proposed right-of-way vacation reveal that none are present; and

WHEREAS, the Governing Body finds that there is no foreseeable public need for the east 10' of the 300 block of N. Poplar Street.

NOW THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF ABILENE, KANSAS:

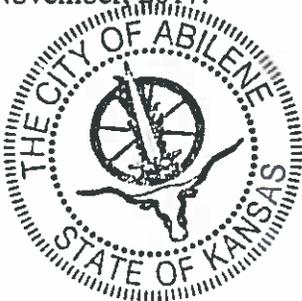
SECTION 1. Partial Vacation. Pursuant to K.S.A. 14-423, the following portion of right-of-way located in the City of Abilene, Kansas, is hereby vacated and with ownership reverting to the owner of the adjacent private property.

The east 10' of the 300 block of N. Poplar Street adjacent to Lot 121 on 3rd Street of Lebold's 2nd Addition to the City of Abilene, Kansas.

SECTION 2. Easement Retained. The City of Abilene retains a utility easement in the event such land is needed in the future for the provision of public utilities.

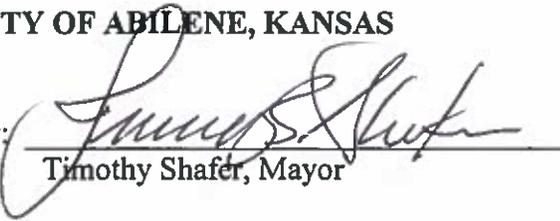
SECTION 3. Effective Date. This ordinance shall become effective and in full force from and after its passage, adoption and publication in the official City newspaper.

PASSED AND ADOPTED by the Governing Body of the City of Abilene, Kansas this 13th day of November, 2017.



CITY OF ABILENE, KANSAS

By:


Timothy Shafer, Mayor

ATTEST:


Penny Soukup, CMC
City Clerk

APPROVED AS TO FORM:


Mark A. Guilfoyle, City Attorney

PROPOSED VACATION OF EAST 10' OF 300 BLOCK OF N. POPLAR STREET

