

ORDINANCE NO. S-11-01

AN ORDINANCE VACATING A PORTION OF THE PLATTED ALLEY IN BLOCK 32, ORIGINAL CITY, AS MORE PARTICULARLY DESCRIBED IN THE BODY OF THIS ORDINANCE; BUT RESERVING UNTO THE CITY AND OTHER PROVIDERS OF PUBLIC UTILITIES, AN EASEMENT FOR SUCH PUBLIC UTILITIES, WHICH ARE CURRENTLY IN EXISTENCE AND USE, ALL AS PROVIDED BY K.S.A. 12-504 ET SEQ., AS AMENDED, AND K.S.A. 13-443, AS AMENDED.

WHEREAS, a petition has been filed in the Office of the City Clerk of the City of Coffeyville praying for the vacation of a portion of the platted alley in Block 32, Original City, as more particularly described herein; and

WHEREAS, the Governing Body of the City of Coffeyville has determined that due and legal notice has been given by publication as required by K.S.A. 12-504, et seq., as amended; and

WHEREAS, the Governing Body of the City of Coffeyville has determined from the proofs and evidence presented at the public hearing on December 14, 2010, that no private rights will be injured or endangered by such vacation and that the public will suffer no loss or inconvenience thereby, by the vacation requested, as described herein; and

WHEREAS, the Governing Body of the City of Coffeyville has determined that the request of the petitioners ought to be granted.

NOW, THEREFORE, BE IT ORDAINED, by the Governing Body of the City of Coffeyville, Kansas, as follows:

SECTION 1. That the platted alley, as more particularly below, is hereby vacated; reserving, however, unto the City and other providers of public utilities, an easement for such public utilities, which are currently in existence and use:

Alley Vacation

A portion of a 20-foot wide alley located in Block 32, Original City of Coffeyville and being more particularly described as follows:

Beginning at the Northeast corner of Lot 13, Block 32, Original Addition to the City of Coffeyville, Montgomery County, Kansas;

Thence Southwesterly along the East line of Lots 13, 14, 15, 16, 17, and 18 to the Southeast corner of Lot 18, said Block 32;

Thence Southeast on a line perpendicular to the previously described line a distance of 20 feet to the West line of Lots 8, 7, 6, 5, 4, 3, 2, and 1 of said Block 32;

Thence Northeasterly along said West line to the Northwest corner of Lot 1, said Block 32;

Thence West along the extension of the North line of said Lot 1, Block 32 a distance of 20.5' more or less to the Northeast corner of said Lot 13, Block 32, said point being the Point of Beginning.

SECTION 2. That upon publication of this ordinance, the City Clerk shall file certified copies thereof in the office of the County Clerk and in the office of the Register of Deeds to be entered and recorded as provided by law.

SECTION 3. That this Ordinance shall be in full force and effect when the same is passed, signed and published as by law required.

PASSED AND APPROVED on this 25th day of January, 2011.

Alec Hendryx, Mayor

ATTEST:

Cindy Price, City Clerk