

CITY OF MERRILL, IOWA
ORDINANCE NO. 2019- 01

CHAPTER 137. ORDINANCE VACATING A PART OF THE ALLEYWAY LYING BETWEEN LOTS 1, 2, 3 AND 4 AND LOTS 12 AND 13, IN BLOCK 11, IN FROST'S FIRST ADDITION TO THE TOWN, NOW THE CITY OF MERRILL, PLYMOUTH COUNTY, IOWA.

BE IT ENACTED by the City Council of the City of Merrill, Iowa:

SECTION 1. The City Council has determined that the portion of the alleyway located between Lots 1, 2, 3 and 4 and Lots 12 and 13 as a part of the East/West alleyway in Block 11, in Frost's First Addition to the Town, now the City of Merrill, Iowa, is no longer needed for the use of the public and maintenance at public expenses is no longer justified and that it be in the best interests of said City of Merrill to vacate the portion of the alleyway identified herein, and;

WHEREAS subsequent to Notice and Public Hearing, it has been determined that said portion of the alleyway identified lying in Block 11 in Frost's First Addition to the Town, now the City of Merrill, Iowa, is hereby vacated and closed from public use.

SECTION 2. Subsequent to proper Notice and Public Hearing, the City Council shall, by Resolution, convey the portion of the alleyway as described above to the abutting property owner, Valerie J. Smith, in exchange for One Dollar (\$1.00) and other good and valuable consideration, and the payment of costs connected with the public hearing referencing said alleyway.

SECTION 3. All Ordinances or parts of Ordinances in conflict with the provisions of this Ordinance are hereby repealed.

SECTION 4. If any section, provision or part of this Ordinance shall be adjudged invalid or unconstitutional, such adjudication shall no affect the validity of the Ordinance as a whole or in any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 5. This Ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

PASSED by the Council of the City of Merrill, Iowa this 21st day of January, 2019.

APPROVED this 21st day of January, 2019.

CITY OF MERRILL, IOWA

BY: 
RICHARD HUSMAN, MAYOR

ATTEST:


MARGARET MARIENAU, CITY CLERK

First Reading: January 21, 2019
Second Reading: waived
Third Reading: waived

I CERTIFY that the foregoing is published as Ordinance No. 2019- 01 on the 21st day of January, 2019.


MARGARET MARIENAU, CITY CLERK