

ORDINANCE NO. 649

AN ORDINANCE vacating a portion of Avenue H between 5th Street and 9th Street.

WHEREAS, all prior requirements of law pertaining to the vacation of public street have been fully observed; and

WHEREAS, it is desirable that the public street herein described be vacated; NOW, THEREFORE,

BE IT ORDAINED by the City Council of the City of Carter Lake, Iowa:

Section 1. That a portion of Avenue H, more specifically described as follows, be and is hereby vacated:

That portion of Avenue H lying South of and adjacent to Lot 17 in Auditor's Subdivision of Government Lot 3 and accretions thereto in Section 20, Township 75 North, Range 44 West of the 5th P.M., North of and adjacent to Lot 18 in Auditor's Subdivision of Government Lot 3 and accretions thereto in Section 20, Township 75 North, Range 44 West of the 5th P.M., East of and adjacent to the East right-of-way line of 5th Street, and West of and adjacent to the West right-of-way line of 9th Street, in the City of Carter Lake, Pottawattamie County, Iowa.

Section 2. The City of Carter Lake hereby reserves an easement upon the property described above for the continued use and maintenance of any utilities now in place, with the right of entry for servicing same.

Section 3. That the City Clerk is hereby authorized and directed to cause a certified copy of this ordinance and proof of publication thereof together with proof of publication of the notice of the public hearing on this matter to be properly filed in the office of the Recorder of Pottawattamie County, Iowa.

Section 4. This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

PASSED AND APPROVED this 21st day of December, 2015