

ORDINANCE NO. 22-04

ORDINANCE VACATING AN ALLEY LOCATED WITHIN THE CORPORATE  
LIMITS OF THE CITY OF KNOXVILLE, IOWA

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

SECTION 1. Purpose. The purpose of this Ordinance is to vacate the described alley and thereby relieve the City of Knoxville, Iowa, of the responsibility for its maintenance and supervision.

SECTION 2. Facts Found. The Council of the City of Knoxville, Iowa hereby makes the following findings:

- 1) The described alley is not needed for the use of the public, and, therefore, its maintenance at public expense is no longer justified.
- 2) The vacation will not deny owners of property abutting on the alley reasonable access to their property.
- 3) Notice of the intended vacation, including the date on which the Council considered the vacating, was published in a paper of general circulation in the City of Knoxville and posted at the Knoxville City Hall no more than twenty (20) days nor less than four (4) days prior to the date set for the hearing.

SECTION 3. Vacation:

The sixteen foot alley running north and south and lying west of and adjacent to Lots 7, 8, 9, 10 and 11, in Block 2 in Grundman-Reichard-Ashton Addition to the City of Knoxville, Iowa.

is hereby declared vacated.

SECTION 4. Repealer. All Ordinances or parts of Ordinances in conflict with the provisions of this Ordinance are hereby repealed.

SECTION 5. Conveyance. After the closing and vacating of said alley, conveyance shall be by Quit Claim Deed reserving easements for the benefit of the City of Knoxville, Iowa, for the maintenance and repair of utilities which may be lying within the above described vacated alley all within the City of Knoxville, Iowa.

SECTION 6. Severability Clause. If any section, provisions or part of this Ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the Ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 7. When Effective. This Ordinance shall be in effect after its final passage, approval and publication as provided by law.

PASSED by the City Council this 18<sup>th</sup> day of July, 2022, and  
APPROVED this 18<sup>th</sup> day of July, 2022.

ATTEST:

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Brian J. Hatch, MAYOR

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Tricia Kincaid, CITY CLERK