

**ORDINANCE NO. 3260**

**AN ORDINANCE VACATING CERTAIN PUBLIC RIGHT-OF-WAY WITHIN THE CITY LIMITS OF THE CITY OF ABILENE, KANSAS**

**WHEREAS**, the adjacent property owners of record have requested the vacation of a portion of the street right-of-way on S. Walnut Street from NW 4<sup>th</sup> Street to the southern corporate limits of the City of Abilene;

**WHEREAS**, the City Commission conducted a public hearing on December 8, 2014 to hear objections to said vacation request;

**WHEREAS**, the public hearing provided no objections to the proposed vacation from the public;

**WHEREAS**, the City Commission finds that the proposed vacation of street right-of-way as legally described herein is in the public interest and does not conflict with any future development plans of the City of Abilene.

**NOW, THEREFORE BE IT ORDAINED**, by the Governing Body of the City of Abilene, Kansas:

**SECTION 1. Street Right-of-Way; Vacated.** Pursuant to K.S.A. 14-423, the following public right-of-way located in the City of Abilene, Kansas is hereby vacated:

*South Walnut Street street right-of-way located adjacent to the following described real property: Original Town Plat, Lots 1 and 2, Block 20, and the west fifteen feet of Lot 6, all of Lots 7 and 8, Block 21.*

**SECTION 2. Reservation of Utility Easements.** That there be reserved to the City and the owners of lesser property rights for public utilities, rights-of-way, and easements for public facilities in said right-of-way for present uses, if any.

**SECTION 3. Effective Date.** This ordinance shall become effective and in full force thirty days after its publication in the official city newspaper unless an interested party shall file a protest petition.

**SECTION 4. Certification.** That the City Clerk certify a copy of this order to the Dickinson County Register of Deeds and the Dickinson County Clerk for appropriate action pursuant to K.S.A 14-423.

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PASSED AND APPROVED by the Governing Body of the City of Abilene, Kansas this 8<sup>th</sup> day of December, 2014.



CITY OF ABILENE, KANSAS

By: Brenda Finn Bowers  
Brenda Finn Bowers, Mayor

ATTEST:

Penny Soukup, CMC  
Penny Soukup, CMC  
City Clerk

APPROVED AS TO FORM:

Mark Guilfoyle  
Mark Guilfoyle, City Attorney

