ORDINANCE NO. 1038

Springer's Second Addition, Block 8, East/West Alley between Lots 1-8 and Lots 9-16

An ordinance vacating the alley located in Block 8, Springer's Second Addition, in the City of Smith Center, Kansas.

WHEREAS, the owner of the following described real estate has, pursuant to K.S.A. 12-504 et seq., filed a petition with the City of Smith Center requesting the vacation of a certain alley hereinafter described.

NOW THEREFORE, BE IT ORDAINED by the governing body of the City of Smith Center, Kansas:

Section No. 1. Pursuant to K.S.A. 12-505, such governing body determined at a public hearing held on July 25, 2022, after notice of such hearing was properly published in the official newspaper on June 30, 2022, that the petition should be granted and the following alley be vacated:

That alley between Lots 1-8 and Lots 9-16, Block 8, Springer's Second Addition to the City of Smith Center, Kansas.

Section No. 2. The governing body determined at said public hearing from evidence presented that no private rights other than those of the requesting owner, will be injured or endangered by vacation of the alley and the public will suffer no loss or inconvenience thereby.

Section No. 3. The city reserves all easements for public utilities, rights of way or for public service facilities originally held in the vacated alley insofar as said easements are currently being used.

Section No. 4. No objections were received from the general public concerning the vacation of the above alley at said hearing or otherwise, and the same is hereby vacated and shall revert to the owners of the real estate immediately abutting said alley.

Section No. 5. This ordinance shall be effective upon publication in the official city newspaper.

Passed by the governing body of Smith Center, Kansas, this 25th day of July, 2022.

Bryce Wiehl, Mayor

ATTEST:

Jill Conaway, City Clerk