

RESOLUTION NO. \_\_\_\_\_

**RESOLUTION SETTING TIME AND PLACE OF HEARING ON A PROPOSAL TO VACATE ALL THAT PORTION OF SOUTH STREET FROM THE WESTERN BOUNDARY OF DRAKE STREET TO THE EASTERN BOUNDARY OF THE NORFOLK SOUTHERN RAILWAY COMPANY RIGHT-OF-WAY, ALL IN DRAKE'S FIRST ADDITION TO THE CITY OF BLOOMFIELD, IOWA**

**WHEREAS**, a request has been filed with the City Clerk of the City of Bloomfield, Iowa (the "City") to vacate the following-described street, to-wit (the "Property"):

All that portion of South Street from the Western boundary of Drake Street to the Eastern boundary of the Norfolk Southern Railway Company Right-of-Way, all in Drake's First Addition to the City of Bloomfield, Iowa,

subject to easements of record and franchises; and reserving to the City of Bloomfield, Iowa, or its assignees, a perpetual easement over, across and through said real estate for the construction, repair and maintenance of water, sewer and other utility lines and appurtenances; and

**WHEREAS**, Section 354.23, *Code of Iowa*, permits the City Council to vacate a part of an official plat that had been conveyed to the city or dedicated to the public which is deemed by the City Council to be of no benefit to the public following a public hearing.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BLOOMFIELD, IOWA:**

**Section 1.** The proposal to vacate the Property will be considered by the City Council at a meeting to be held on the 17th day of February, 2022, commencing at 7:00 o'clock p.m. at the Bloomfield Public Library in Bloomfield, Iowa.

**Section 2.** The City Clerk is hereby directed to publish a notice of said proposal to vacate the Property, said notice to be published not less than four (4), nor more than twenty (20) days before the date of the hearing in a newspaper published at least once weekly and having general circulation in the City.

**Section 3.** This resolution shall become effective upon its passage and approval as provided by law.

**PASSED and APPROVED** by the City Council this \_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
Chris Miller, Mayor

Attest:

\_\_\_\_\_  
Sandy Jones, City Clerk