

ORDINANCE NO. 24-03

AN ORDINANCE VACATING PORTION OF SUNSET CIRCLE IN FREDRICK'S ADDITION IN THE CITY OF ALTA, IOWA

WHEREAS, by Resolution No. 24-03 adopted by the City Council of Alta on August 5, 2024, it was proposed that the part of Sunset Circle in Fredrick's Addition in the City of Alta, Iowa described below be vacated; and

WHEREAS, notice of public hearing on this proposal has been published as required by law; and

WHEREAS, that public hearing has been held at the time and place as specified in the notice and any and all objections or other comments relating to that proposal have been heard; and

WHEREAS, the City Council finds that the portion of the street proposed to be vacated are not needed for the use of the public and the vacation of the same will not deny owners of property abutting on such street and alley access to their properties, and that it is deemed to be in the best interests of the City of Alta, Iowa, that such portion of street be vacated as proposed.

NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF ALTA, IOWA, as follows:

SECTION 1. Vacation. The following described portion of Sunset Circle in Fredrick's Addition in the City of Alta, Iowa, **EXCEPT** 33 Feet thereof is hereby vacated.

SECTION 2. Repealer. any and all resolutions and ordinances, or part thereof, in conflict with this ordinance are, to the extent of such conflict, hereby, repealed.

SECTION 3. Severability clause. If any section, provision 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 4. When effective. This ordinance shall be in effect after its final passage, approval and publication as provided by law.

Passed by the Council and approved on August 5, 2024.



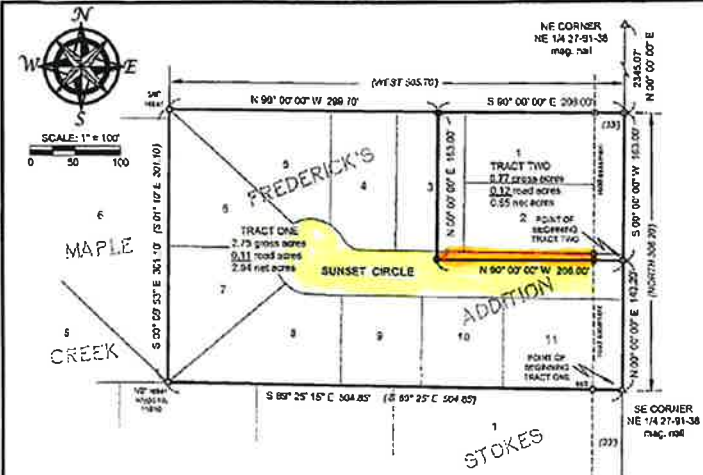
Kevin Walsh, Mayor

Attest:



Lindsay Brown, City Clerk

INDEX LEGEND		Instrument #: 232009	Total Pages: 2
PLAT OF SURVEY		08/05/2024 12:58:54 PM	
COUNTY: BUENA VISTA		Survey	
SUBDIVISION: FREDERICK'S ADDITION		Recording Fee: \$ 12.00	
SECTION: 27		Curtis J. Rose, Recorder Buena Vista County	
TOWNSHIP: 11N			
RANGE: 38W 5TH PM			
ADJUTANT: 1/4 NE 1/4			
PROPRIETOR: BRUCE KIRSCH AND JON BEVER			
SURVEY PREPARED FOR: BRUCE KIRSCH			
SURVEY PREPARED BY: J. SCOTT SHREVELOWA PLS NO. 11810			
COMPANY: K&E, SS			
ADDRESS: 1225 N. LAKE AVE. STORM LAKE, IA 56568			
PHONE: 712-282-7745			



DESCRIPTION TRACT ONE

A PART OF FREDERICK'S ADDITION TO THE CITY OF ALTA, LOCATED IN THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER (SE 1/4 NE 1/4) OF SECTION 27, TOWNSHIP 01 NORTH, RANGE 38 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Southeast (SE) corner of the Northeast Quarter (NE 1/4) of said Section 27; Thence on an assumed bearing of North 00° 00' 00" East, along the East line of said Northeast Quarter (NE 1/4), 143.20 feet; Thence North 90° 00' 00" West, 206.00 feet; Thence North 00° 00' 00" East, 163.00 feet to the North line of Frederick's Addition; Thence North 90° 00' 00" West, along said North line, 299.70 feet to the West line of said Frederick's Addition; Thence South 00° 00' 53" East, along said West line, 301.10 feet to the South line of said Frederick's Addition; Thence South 89° 25' 15" East, along said South line, 504.85 feet to the Point of Beginning.

Tract contains 2.75 acres and is subject to all easements of record.

DESCRIPTION TRACT TWO

A PART OF FREDERICK'S ADDITION TO THE CITY OF ALTA, LOCATED IN THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER (SE 1/4 NE 1/4) OF SECTION 27, TOWNSHIP 01 NORTH, RANGE 38 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Commencing at the Southeast (SE) corner of the Northeast Quarter (NE 1/4) of said Section 27; Thence on an assumed bearing of North 00° 00' 00" East, along the East line of said Northeast Quarter (NE 1/4), 143.20 feet to the Point of Beginning; Thence North 90° 00' 00" West, 206.00 feet; Thence North 00° 00' 00" East, 163.00 feet to the North line of Frederick's Addition; Thence South 00° 00' 00" East, along said North line, 206.00 feet to the East line of the Northeast Quarter (NE 1/4); Thence South 00° 00' 00" West, along said East line, 163.00 feet to the Point of Beginning.

Tract contains 0.77 acres and is subject to all easements of record.

LEGEND OF SYMBOLS/ABBREVIATIONS	I hereby certify that this land surveying document was prepared by me and the related survey work was performed by me or under my direct personal supervision and that I am a duly licensed Land Surveyor under the laws of the State of Iowa.		
○ CORNERS FOUND (monuments at boundary) ● CORNERS FOUND (1/2" red wax cap no. 11810) ◆ CORNER SET (1/2" red wax cap no. 11810) ◆ CORNER SET (magnesium nail) ▲ SECTION CORNER FOUND (monuments as described) 100.00 MEASURED (100.00) RECORDED AS - mp RED PLASTIC CAP - ypc YELLOW PLASTIC CAP	<i>J. Scott Shreve</i> 8/15/24 J. Scott Shreve License Number: 11810 My license renewal date is December 31, 2023 Pages covered by this seal: 2		SG 1-S GROUP PREPARED BY: J. Scott Shreve CHECKED BY: J. Scott Shreve DATE: 8/15/24 REVIEWED BY: J. Scott Shreve DATE: 8/15/24 REVIEWED BY: J. Scott Shreve DATE: 8/15/24

First Reading: 08/05/2024

Second Reading: Waived

Third Reading: Waived

I hereby certify that the foregoing ordinance was published in the Storm Lake Times Pilot on August 16, 2024.


 Lindsay Brown, City Clerk