

(First published in the Horton Headlight the 31st day of December, 2015. 1t)

ORDINANCE NO. 1152

AN ORDINANCE RELATING TO THE VACATING OF THE STREET LOCATED ON 9TH STREET FROM THE WEST SIDE OF 5TH AVENUE EAST TO THE EAST SIDE OF 10TH AVENUE EAST IN THE CITY OF HORTON, BROWN COUNTY, KANSAS.

WHEREAS the City Commission of Horton, Kansas, has been requested to vacate a street located as follows, to-wit:

THE STREET LOCATED ON 9TH STREET FROM THE WEST SIDE OF 5TH AVENUE EAST TO THE EAST SIDE OF 10TH AVENUE EAST IN THE CITY OF HORTON, BROWN COUNTY, KANSAS;

WHEREAS, said request to vacate appears to be a reasonable request.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF HORTON, KANSAS:

SECTION 1: That the street located as follows, to-wit: THE STREET LOCATED ON 9TH STREET FROM THE WEST SIDE OF 5TH AVENUE EAST TO THE EAST SIDE OF 10TH AVENUE EAST IN THE CITY OF HORTON, BROWN COUNTY, KANSAS, is hereby vacated pursuant to K.S.A. 14-423. The same shall revert to the owners of real estate adjacent thereto in proportion to the frontage of such real estate except as otherwise provided by K.S.A. 14-423. The City of Horton, Kansas hereby reserves to itself, the owners of lesser property rights and public utilities such rights-of-way and easements currently in existence on the above-described alley being vacated.

SECTION 2: This ordinance shall take effect 30 days after its publication unless one or more interested parties file a written protest before the expiration of such time. In the event such a protest is filed in the office of the city clerk, within such time the governing body shall set the same for hearing 10 days after the end of the 30 day period above mentioned. The hearing may be continued by the city, and at the conclusion thereof the governing body shall adopt a resolution confirming the vacation ordinance and the same shall then be filed with the county clerk and register of deeds as provided by K.S.A. 14-423, or in the event such resolution is not adopted, the vacation ordinance shall be void and of no effect.

PASSED, APPROVED AND ADOPTED by the City Commission of Horton, Kansas
this 21st day of December, 2015.

Mayor

Attested to:

City Clerk