RESOLUTION NO. R-17-02

A RESOLUTION SETTING A PUBLIC HEARING FOR THE CONSIDERATION OF THE VACATION OF CERTAIN RIGHT-OF-WAY WITHIN THE CITY OF COFFEYVILLE, KANSAS.

WHEREAS, the City of Coffeyville is the owner of the following described right-of-way:

> Laurel Street, beginning at the Northeast corner of Block 11 of River View Place Addition; thence East 66.0', along the South right-of-way of vacated Sterling Street; thence South 202.5', along the West side of Block 12 of said River View Place Addition; thence West 66.0', along the extended South line of Block 12 of said River View Place Addition; thence North 202.5', to the point of beginning.

WHEREAS, the City is not utilizing the right-of-way, nor does the City anticipate utilizing it in the future; and

WHEREAS, prior to vacating the right-of-way, the City is required to conduct a public hearing pursuant to K.S.A. 12-504.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF COFFEYVILLE, KANSAS, that a public hearing for the purpose of considering the vacation of said right-of-way shall be held on February 14, 2017, and notice of the hearing shall be published in the Coffeyville Journal one time, at least twenty (20) days prior to the date of the hearing.

Adopted this 10th day of January, 2017.

_____
Christopher V. Williams, Mayor

Attest:

_____
Cindy Price, City Clerk

Approved as to Form and Legality:

_____
Paul Kritz, City Attorney

K.S.A. 12-504. Petition for vacation of site or addition, street or alley, or for exclusion of land; notice; hearing.

Whenever the governing body of the city in which any of the following are located or whenever the owner or owners of any townsite or part of a townsite, or of any addition or part of an addition to any city, or the governing body in which the following are located, or the owner or owners of the lands adjoining on both sides of any street, alley or public reservation such as, but not limited to public easements, dedicated building setback lines, access control, or a part thereof, in any city or any addition thereto, desires to have the same vacated, or desires to exclude any farming lands or unplatted tracts, or any addition or part of an addition to be vacated hereunder, from the boundaries of the city wherein situated, the governing body of such city or the city planning commission shall give public notice of the same by a publication in a newspaper of general circulation in the vicinity of such place sought to be vacated or excluded or in the official city newspaper in which is situated the place, tract or tracts, street, alley, or public reservation sought to be vacated or excluded, if there is any such newspaper published therein. Such notice shall be published at least one time at least 20 days prior to the date of the hearing. Such notice shall state that a petition has been filed in the office of the city clerk praying for such vacation or exclusion, or both, describing the property fully, and that on a certain date after the completion of such publication notice, naming the day on which the petition will be presented to the governing body of the city or the city planning commission for a hearing thereon, and that at such time and place all persons interested can appear and be heard under the petition.