

**RESOLUTION SETTING A PUBLIC HEARING FOR THE PROPOSED VACATION  
OF THE EAST-WEST ALLEY THROUGH THE MILLER MIDDLE SCHOOL  
PRACTICE FIELD**

**WHEREAS**, the City of Marshalltown, Iowa, is the owner of a public right-of-way legally described as follows:

All of the East-West alley lying between Lots 3, 4, & 5 and Lots 6, 7, & 8 in Block 1 of Binford's Second Addition to Marshall, Marshall County, IA; and

**WHEREAS**, the above-referenced alley is not required for any public purpose and no rights of private persons will be adversely affected by the proposed vacation; and

**WHEREAS**, upon vacation of this alley, the Marshalltown Community School will request to combine it with the field parcels; and

**WHEREAS**, the City of Marshalltown hereby proposes that the transfer of said portion of vacated alley shall be subject to easements for any installed utilities and all easements of record.

**WHEREAS**, the City Council of the City of Marshalltown, Iowa, find this vacation is in the best interest of the City of Marshalltown.

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

**Section 1.** The City Clerk shall cause to be published the notice required by law, by publication once in the Marshalltown Times-Republican, a newspaper having general circulation in the City of Marshalltown, Iowa, the publication to be not less than four (4) days nor more than twenty (20) days prior to the date hereinafter fixed in the City Hall, 10 W State Street, Marshalltown, Iowa, on May 8, 2023, 5:30 pm to consider any and all comments filed with the City Clerk or made in open Council to the proposal for conveyance as herein contained and to take final action thereon.

Passed this 24<sup>th</sup> day of April 2023, and signed this \_\_\_\_\_ day of April 2023.

CITY OF MARSHALLTOWN, IOWA

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Joel T.S. Greer, Mayor

ATTEST:

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Alicia Hunter, City Clerk