

**RESOLUTION SETTING A PUBLIC HEARING FOR THE PROPOSED VACATION OF THE EAST-WEST ALLEY BEHIND 1108 AND 1110 WEST CHURCH STREET**

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

That portion of the sixteen and one-half (16 ½) foot wide alley running east-west and situated south of Lots 5 and 6 of Dickson’s Subdivision of the East Half of the North Two-Thirds of Lot 5 of the Northwest Quarter of the Northeast Quarter of Section 34, Township 84 North, Range 18 West of the 5<sup>th</sup> P.M., Marshall County, Iowa; 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**, 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 October 9, 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 25<sup>th</sup> day of September 2023, and signed this \_\_\_\_\_ day of September 2023.

CITY OF MARSHALLTOWN, IOWA

\_\_\_\_\_  
Joel Greer, Mayor

ATTEST:

\_\_\_\_\_  
Alicia Hunter, City Clerk