

Prepared by April Limburg, 215 Sycamore St, Muscatine, IA, 52761 (563) 262-4141

RESOLUTION NO. 2021-0038

A RESOLUTION CONVEYING ALLEY RIGHT OF WAY IN BLOCK 7 OF GEORGE SMALLEY'S ADDITION OF THE CITY OF MUSCATINE, IOWA TO MILLWORK PROPERTIES

WHEREAS, the Planning and Zoning Commission of the City of Muscatine, on November 10, 2020 recommended approval of the vacation and conveyance of the alley right of way the City of Muscatine, Iowa; and

WHEREAS, due notice of said proposal to vacate and convey said right of way and to further convey said vacated right of way to the adjoining property owner was given as provided for by law, setting forth the time and place for hearing on said proposal; and

WHEREAS, in accordance with said notice, those interested in said proposal vacation on conveyance, both for and against, have been given an opportunity to be heard with respect thereto and have presented their views to the City Council of the City of Muscatine, Iowa at public hearing held on January 7, 2021 and

WHEREAS, the said right of way was vacated by Ordinance on

WHEREAS, Millwork Properties is the adjoining property for the portion said vacated right of way described as follows:

ALL OF THE 20' ALLEYWAY LYING NORTHWESTERLY AND ADJACENT TO LOTS 1, 2, 3, 4, 5, 6 & 7 AND SOUTHEASTERLY AND ADJACENT TO LOTS 8, 9, 10, 11, 12, 13 & 14 IN BLOCK 7 OF GEORGE SMALLEY'S ADDITION TO SOUTH MUSCATINE, IN THE CITY OF MUSCATINE, MUSCATINE COUNTY IOWA. SAID PARCEL CONTAINS A PUBLIC UTILITY EASEMENT AND INCLUDES PARCEL "EE" AS SHOWN ON A SURVEY RECORDED AS DOCUMENT 2012-02246 IN THE OFFICE OF THE MUSCATINE COUNTY RECORDER.

WHEREAS, it is the intent of the City to convey said vacated right of way to Millwork Properties.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MUSCATINE, IOWA, as follows:

1. The City of Muscatine, Iowa will sell and convey its rights, title, and interest in and to the real property described in the copy of the deed attached to this Resolution marked Exhibit A to Millwork Properties for \$250.00
2. The deed will be in the name of the City of Muscatine, Iowa; will be signed by the Mayor and attested by the City Clerk; and will be in substantially the same form as the copy of the deed attached as Exhibit A to this Resolution.
3. Any Resolution or part thereof in conflict or inconsistent with this Resolution is repealed.

PASSED, APPROVED AND ADOPTED this 4th day of February, 2021.

**BY THE CITY COUNCIL OF THE
CITY OF MUSCATINE, IOWA**

Diana Brodersen, Mayor

Attest:

Carol Webb, City Clerk