

ORDINANCE NO. 2018-900

**AN ORDINANCE VACATING CERTAIN EASEMENTS IN
WOODHAVEN PLAT 3**

WHEREAS, in Woodhaven Plat 3 there exists a Public Storm Sewer and Drainage Easement located on Lot 23 and a Temporary Turnaround Easement located on Lots 1, 2, 35, and street lot A, legally described in Exhibit A attached hereto; and

WHEREAS, said Public Storm Sewer and Drainage Easement and Temporary Turnaround Easement are no longer needed; and

WHEREAS, the City Engineers have reviewed and approved said vacation; and

WHEREAS, the Code of Iowa provides that an Easement may be vacated only after notice and hearing as provided by law; and

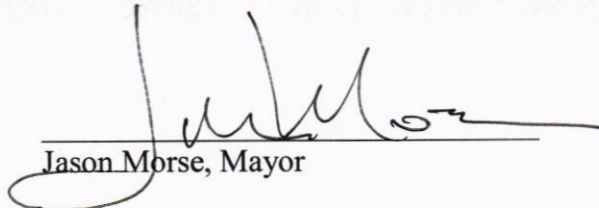
NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Polk City, Iowa, as follows:

Section 1. The City Council of the City of Polk City, Iowa hereby approve the vacation of easements as legally described on Exhibit A attached hereto.

Section 2. All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed.

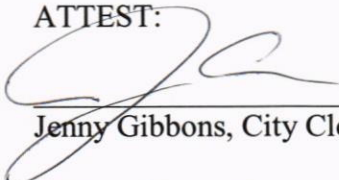
Section 3. This Ordinance shall be in effect upon its passage, approval and publication as provided by law.

PASSED AND APPROVED this 8 day of Oct, 2018.



Jason Morse, Mayor

ATTEST:



Jenny Gibbons, City Clerk

First reading: 9-10-18

Second reading: 9-24-18

Third reading: 10-8-18

Publication by posting on: 10-9-18

EXHIBIT A

Easements legally described as follows:

STORM SEWER & DRAINAGE EASEMENT VACATION DESCRIPTION

A PART OF LOT 23, WOODHAVEN PLAT 3, AN OFFICIAL PLAT IN THE CITY OF POLK CITY, POLK COUNTY, IOWA AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF SAID LOT 23; THENCE SOUTH 00°26'51" EAST ALONG THE EAST LINE OF SAID LOT 23, A DISTANCE OF 67.43 FEET; THENCE SOUTH 89°29'52" WEST, 100.00 FEET; THENCE NORTH 00°26'48" WEST, 67.38 FEET TO THE NORTH LINE OF SAID LOT 23; THENCE NORTH 89°28'01" EAST ALONG SAID NORTH LINE, 100.00 FEET TO THE POINT OF BEGINNING AND CONTAINING 0.15 ACRES (6,741 SQUARE FEET).

TEMPORARY TURNAROUND EASEMENT VACATION DESCRIPTION

A PART OF LOTS 1, 2, 35, AND STREET LOT 'A', WOODHAVEN PLAT 3, AN OFFICIAL PLAT IN THE CITY OF POLK CITY, POLK COUNTY, IOWA AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF SAID LOT 1; THENCE SOUTH 58°38'58" WEST ALONG THE SOUTH LINE OF SAID LOT 1, A DISTANCE OF 17.29 FEET; THENCE NORTH 21°24'50" WEST, 100.35 FEET; THENCE NORTH 68°35'10" EAST, 94.00 FEET; THENCE SOUTH 21°24'50" EAST, 83.88 FEET TO THE SOUTH LINE OF SAID LOT 35; THENCE SOUTH 58°38'58" WEST ALONG SAID SOUTH LINE AND THE SOUTH LINE OF SAID STREET LOT 'A', 78.14 FEET TO THE POINT OF BEGINNING AND CONTAINING 0.20 ACRES (8,659 SQUARE FEET).