

RESOLUTION NO. 2014-2

A RESOLUTION TO VACATE A PORTION OF A STREET

WHEREAS, petitioners Thomas R. Johnson and Farmers and Merchants Co-operative Oil Co. have filed in writing to the City Commission of the City of Madison, a petition to vacate a portion of a street:

That part of Olive Avenue lying north of the right of way line for SW 3rd Street, between Lot Two (2) of the SW 3rd Street Addition to the City of Madison in Lake County, South Dakota on the west side and Lot Three (3) in Block One (1) of Gienapp's Industrial Park First Addition to Madison, South Dakota and Lot Three (3) of the SW 3rd Street Addition to the City of Madison in Lake County, South Dakota on the east side.

WHEREAS, petitioners state that reason for vacation is street has not been used or traveled in any way or manner as a street. It is not being maintained by the City of Madison as a street and appears to be the driveway to access Lot Two (2) of the SW 3rd Street Addition to the City of Madison in Lake County, South Dakota; and

WHEREAS, the City Commission fixed the 7th day of April at 5:35pm in City Hall, Madison, South Dakota as the time and place for a hearing on said petition and due notice of said hearing was duly published according to law; and

WHEREAS, no public opposition was received at said hearing;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF MADISON, SOUTH DAKOTA:

That the portion of the street heretofore described and incorporated herein is hereby vacated, subject to a utility easement vested in and retained by the City of Madison over, upon and under the vacated property for utility purposes.

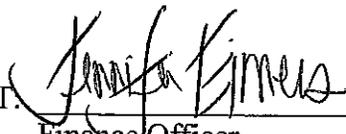
Dated this 7th day of April, 2014.

CITY OF MADISON



Mayor

ATTEST:



Finance Officer

Published once at the approximate cost of \$__.