

RESOLUTION NO. #2020-36

PROVISIONALLY APPROVING THE VACATING AND DISPOSITION OF A PORTION OF RAILWAY AVENUE, ALLEYWAY IN BLOCK 9, PART OF 3RD STREET AND 1ST AVENUE IN THE UNINCORPORATED CITY OF CORNELL AND SETTING TIME AND PLACE OF HEARING.

WHEREAS, it has been proposed to vacate and dispose of a portion of Railway Avenue, an alleyway in Block 9 and Part of 3rd Avenue and 1st Avenue in the unincorporated City of Cornell, Iowa, for the purposes of effectively closing said street and transferring pro-rata interests in said street to adjoining landowners in exchange for an easement granted by adjoining land owners to Clay County for the existing 490th Avenue, and a notice of hearing thereon has been prepared by the county attorney and examined by the county Board of Supervisors;

NOW, THEREFORE, be it resolved by the Board of Supervisors of Clay County, Iowa:

Section 1. The proposed vacating and disposition of a portion of Railway Avenue in the unincorporated City of Cornell in exchange for an easement granted by adjoining landowners to Clay County for the existing 490th Avenue as well as notice of hearing thereon are hereby provisionally approved.

Section 2. The description of the portion of Railway Avenue to be vacated and disposed of is:

- a) That part of Railroad Ave. lying east of the east line of Main Street along Lot Twenty-two (22), Block Nine (9) in the Town of Cornell, Clay County, Iowa.
- b) That portion of an alleyway that runs to the west of Lots 26 through 30, Block Nine (9), Town of Cornell, County of Clay, State of Iowa.
- c) That part of 3rd Street and 1st Avenue where they overlap in the Town of Cornell, Clay County, Iowa.

Section 3. The council shall convene in Clay County, Iowa, on the 14th day of July_ 2020, at 10:00 o'clock a.m., at which time a public hearing will be held on the proposed vacating and disposition thereafter of the above-described portion of Railway Avenue, an alleyway in Block 9 and Part of 3rd Avenue and 1st Avenue in the unincorporated City of Cornell, Iowa to adjoining landowners in exchange for an easement granted by adjoining land owners to Clay County for the existing 490th Avenue.

Section 4. The County Auditor shall cause a notice of this hearing to be published in a newspaper of general circulation within the county, which publication shall occur not less than 4 nor more than 20 days before the date set for said hearing.

Section 5. All resolutions or parts of resolutions in conflict herewith be and the same are hereby repealed to the extent of such conflicts.

PASSED AND APPROVED this 30th day of June 2020.

AYES: Supervisors Swanson, Anderson, Matthews, Hamrick, and Skelton

NAYES: None.

/s/Dan Skelton, Chairperson

ATTEST: /s/Marjorie A. Pitts, County Auditor