Prepared by: John S. Anderson, 212 Winnebago St. Decorah, IA 52101 (319) 382-2959
Return to: Kelli Melcher, City Clerk, PO Box 250, Harpers Ferry, IA 52146

## ORDINANCE NO. 340

AN ORDINANCE TO VACATE A PART OF RIGHT-OF-WAY LOCATED NEAR THE JUNCTURE OF CEDAR STREET AND FIRST STREET IN THE ORIGINAL PLAT OF THE CITY OF HARPERS FERRY, IOWA

WHEREAS, the City of Harpers Ferry, Iowa currently has in existence a right-of-way located near the juncture of Cedar Street and First Street in the Original Plat of the City of Harpers Ferry, Allamakee County, Iowa, and the City Council is considering vacating and conveying said right-of-way more particularly described as follows:

Proposed Lot 243 and Proposed Lot 244, both in Original Plat of the City of Harpers Ferry, Allamakee County, Iowa

(hereinafter referred to as "Vacation Parcels"); and

WHEREAS, all prior requirements of law pertaining to the vacation of public right-of-way have been fully observed; and

WHEREAS, the City Council has determined there is no further public need for the Vacation Parcel as public-right-of-way and the public would not be inconvenienced by reason of its vacation; and

WHEREAS, it is desirable that the public right-of-way herein described be vacated.

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

1. That a portion of a City right-of-way described as follows shall be and is hereby vacated, to-wit:

Lot 243 and Lot 244, both in Original Plat of the City of Harpers Ferry, Allamakee County, Iowa

Repealer. All Ordinances or parts of Ordinances in conflict with the provisions of this Ordinance are hereby repealed.

Severability Clause. If any section, provision or part of this Ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the Ordinance as a whole, or any section, provision, or part thereof not adjudged invalid or unconstitutional.

When Effective. This Ordinance shall be in effect after the final passage, approval and publication as provided by law.

Date of First Reading: May 12, 2025
Date of Second Reading:
Councilmen Voting Aye: Daren Kaeppel, Russ Walker, Alan Garin
Councilmen Voting Nay: None

PASSED AND ADOPTED this 12 day of May, 2025.

Passed and adopted this 12 day of May, 2025.

CITY OF HARPERS FERRY, IOWA

Jerry Valley, Mayor

ATTEST:

Kelli Melcher, City Clerk-Treasurer

Moved by: Alan Garin

Seconded by: Daren Kaeppel

Roll Call Vote: Alan Garin, Russ Walker, Daren Kaeppel

Councilmen voting Aye: Alan Garin, Russ Walker, Daren Kaeppel

Councilmen voting Nay: None

STATE OF IOWA, COUNTY OF ALLAMAKEE, ss:

On this 12 day of May, 2025, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared Jerry Valley and Kelli Melcher, to me personally known, and, who, being by me duly sworn, did say that they are the Mayor and City Clerk-Treasurer, respectively, of the City of Harpers Ferry, Iowa; that the seal affixed to the foregoing instrument is the corporate seal of the corporation, and that the instrument was signed and sealed on behalf of the corporation, by authority of its City Council, pursuant to City Council Resolution, and that Jerry Valley and Kelli Melcher acknowledged the execution of the instrument to be their voluntary act and deed and the voluntary act and deed of the corporation, by it voluntarily executed.

Notary Public in and for the State of Iowa

NOTARIAL SEAL IOWA

SHELBY J SCHWARTZ
Commission Number 843888
My Commission Expires
November 15, 2025