



ORDINANCE NO. 02-05-2024 # 01 (653)

AN ORDINANCE VACATING A PORTION OF A DRAINAGE EASEMENT IN THE CITY OF ALTOONA, IOWA

BE IT ENACTED by the City Council of the City of Altoona, Iowa:

SECTION 1. FACTS. The following described easement shall be vacated:

THE NORTH 25 FEET OF THE WEST 20 FEET OF LOT 1, FALCON RIDGE PLAT 8, AN OFFICIAL PLAT NOW INCLUDED IN AND FORMING A PART OF THE CITY OF ALTOONA, POLK COUNTY, IOWA.

This easement area does not serve any remaining public need and will not deny the public reasonable access.

SECTION 2. Said portion of the drainage easement is vacated as a public way.

SECTION 3. REPEALER. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 4. 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.

SECTION 5. WHEN EFFECTIVE. This ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

Passed by the Council the 5th day of February, 2024, and approved this 5th day of February, 2024.



Dean O'Connor, Mayor

Attest:



Randy Pierce, City Clerk

First Reading: 2/05/2024 Second Reading: 2/05/2024 Third Reading: 2/05/2024

Council Vote:

| | Ayes | Nays | Absent | Abstain |
|-----------------|-------------|-------------|---------------|----------------|
| Boka | ✓ | | | |
| Dunwoody | | | | ✓ |
| Duer | ✓ | | | |
| Evans | ✓ | | | |
| Stewart | ✓ | | | |