

AB

ORDINANCE NUMBER 1082

AN ORDINANCE VACATING THE PORTION OF 10TH STREET LYING BETWEEN AND ADJACENT TO LOT 1A, BLOCK 50, KETCHUM TOWNSITE AND TAX LOT 7666; ABANDONING SAID ROADWAY, AND REVERTING SUCH ROADWAY TO THE ADJOINING LANDOWNER; AND, ESTABLISHING THE EFFECTIVE DATE HEREOF.

WHEREAS, the City of Ketchum has determined that this portion of 10th Street, lying between and adjacent to Lot 1A, Block 50, Ketchum Townsite and Tax Lot 7666, is not being used for access by the City and will not be used for access in the future; and

WHEREAS, the City of Ketchum has determined that it is in best interests of the public to vacate said Street and such vacation will not impair the rights of the adjoining landowners,

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF KETCHUM, IDAHO AS FOLLOWS:

SECTION 1. All that portion of 10th Street lying between and adjacent to Lot 1A, Block 50, Ketchum Townsite and Tax Lot 7666 is hereby vacated and abandoned.

SECTION 2. All that portion of 10th Street lying between and adjacent to Lot 1A, Block 50, Ketchum Townsite and Tax Lot 7666 is hereby abandoned and reverts back to the adjoining landowners pursuant to Idaho Code §50-1324 and 50-311.

SECTION 3. An easement for the existing water line running through the vacated portion of 10th Street shall be recorded by the adjacent landowners.

SECTION 4. SAVINGS AND SEVERABILITY CLAUSE. It is hereby declared to be the legislative intent that the provisions and parts of this Ordinance shall be severable. If any paragraph, part, section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be invalid for any reason by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance.

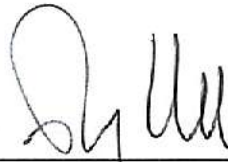
SECTION 5. CODIFICATION CLAUSE. The City Clerk is instructed to immediately forward this ordinance to the codifier of the official municipal code for proper revision of the code.

SECTION 6. PUBLICATION. This Ordinance shall be published once in the official newspaper of the City, and shall take effect immediately upon its passage, approval, and publication.

SECTION 7. REPEALER CLAUSE. All City of Ketchum code sections, ordinances or resolutions or parts thereof, which are in conflict herewith are hereby repealed.

SECTION 7. EFFECTIVE DATE. This Ordinance shall be in full force and effect from and after its passage, approval and publication.

PASSED BY THE CITY COUNCIL OF THE CITY OF KETCHUM, IDAHO, and approved by the Mayor this 7th day of February, 2011.



Randy Hall, Mayor

ATTEST:



Sandra E. Cady, CMC
City Treasurer/Clerk



