

## **ORDINANCE NO. 3775**

Tuesday, November 5, 2024 the Fort Scott City Commission met in regular meeting. Present were: Tracy Dancer, Dyllon Olson, Tim VanHoecke, Matthew Wells and Kathryn Salsbury.

During the Public Hearing, the Petition of **JASON MARBERY** stated he is the owner of the property adjacent to the following described tract, to-wit:

There is a fifteen (15) foot wide, one hundred (100) foot portion of platted alley that lies between 18<sup>th</sup> Street and 19<sup>th</sup> Street and between Eddy Street and Crawford Street, Lots 4, 5 and 6, Block 11, Southside Park Addition.

The foregoing Petitioner is the owner of the property adjacent described as: Lots 4, 5 and 6, Block 11, Southside Park Addition.

After having heard all the testimony on said petition on the 5<sup>th</sup> day of November, 2024, after closing the Public Hearing, and all necessary in order to fully understand the true nature of this petition, the City Commission of the City of Fort Scott, upon the motion of M. Wells and seconded by D. Olson, passed and approved the petition of the Petitioner to vacate the platted alley between Lots 4, 5 and 6, Block 11, Southside Addition.

The City Commission finds:

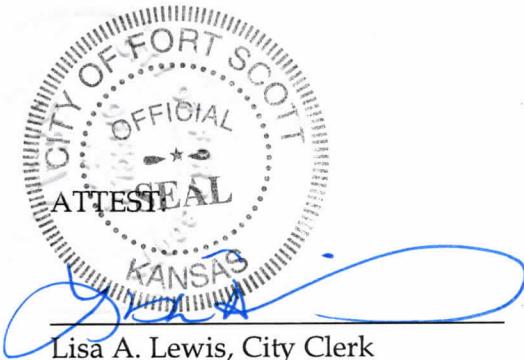
1. That due and legal notice has been given by publication as required by law and proof thereof has been duly made and filed with the City Clerk.
2. That no private rights will be injured or endangered by the vacation and exclusion, and that the public will suffer no loss or inconvenience thereby, and that in justice to the petitioners, the requested relief in that petition should be granted.
3. The City Commission finds that **JASON MARBERY** is the Owner of the property fronting on both sides of the alley to be vacated.
4. All rights for public utilities, rights-of-way, and easements for public service facilities originally held by the City on the above-described alley are reserved to the City.

**IT IS THEREFORE ORDERED** that all the members voting in the affirmative:

1. There lies a fifteen (15) foot wide, one hundred (100) foot portion of platted alley between 18<sup>th</sup> Street and 19<sup>th</sup> Street and between Eddy Street and Crawford Street, Lots 4, 5 and 6, Block 11, Southside Park Addition.
2. The foregoing Petitioner is the owner of the property adjacent described as: Lots 4, 5 and 6, Block 11, Southside Park Addition.
3. That in the future said land will be listed for taxation as though it had never been part of said alley.

4. That a certified copy of these proceedings be filed with the Register of Deeds of Bourbon County, Kansas.

THIS ORDINANCE IS PASSED AND APPROVED by the Governing Body of the City of Fort Scott, Kansas the 5th day of November, 2024.



Lisa A. Lewis, City Clerk



---

Tracy Dancer

Tracy Dancer, Mayor