

ORDINANCE NO. 852

AN ORDINANCE VACATING A PORTION OF 13TH STREET FROM THE NORTH RIGHT OF WAY LINE OF MIAMI STREET NORTH TO THE SOUTH RIGHT OF WAY LINE OF JUNIATTA STREET, LESS A TWENTY FOOT WIDE TRACT; ALL WITHIN THE CORPORATE LIMITS OF THE CITY OF BURLINGTON, COFFEY COUNTY, KANSAS; PURSUANT TO K.S.A. 12-504 ET SEQ, AND ANY AMENDMENTS THERETO.

NOW THEREFORE, BE IT ORDAINED BY THE CITY OF BURLINGTON, COFFEY COUNTY, KANSAS:

SECTION 1. That the following portion of 13TH Street in the City of Burlington, Coffey County, Kansas be vacated in its entirety, as follows, to wit:

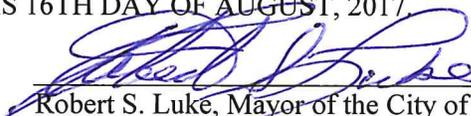
Commencing at the North Right of Way Line of Miami Street North to the South Right of Way Line of Juniatta Street, LESS a twenty (20.00) foot wide tract, ten (10.00) feet on either side of a line described as follows: Commencing at the center of 13th Street and Miami Street; thence North along the center of 13th Street a distance of Forty (40.00) feet to the true point of beginning; thence continuing North along said center line of 13th Street a distance of one hundred thirty-six (136.00) feet and therefore ending. This part of 13th Street to remain open.

This easement shall constitute a covenant running with the land for the benefit of the City of Burlington, it's successors and assigns.

SECTION 2. EFFECTIVE DATE. This Ordinance shall become effective and be in full force and effect thirty (30) days after and publication in the official City newspaper, thereof unless one or more interested parties shall file a written protest in the office of the City Clerk of said city before the expiration of such time.

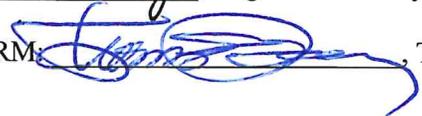
SECTION 3. This ordinance is made pursuant to and under the authority of K.S.A. 12-504 et seq. and any amendments thereto.

ADOPTED AND APPROVED BY THE GOVERNING BODY OF THE CITY OF BURLINGTON, COFFEY COUNTY, KANSAS, THIS 16TH DAY OF AUGUST, 2017.


Robert S. Luke, Mayor of the City of Burlington

(Seal)

ATTEST: , Regina R. Kewley, City Clerk

APPROVED AS TO FORM: , Thomas F. Robrahn, City Attorney