

WOODBURY COUNTY BOARD OF SUPERVISORS AGENDA ITEM(S) REQUEST FORM

Date: 07/22/2021 Weekly Agenda Date: 07/27/2021

ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN: Mark J. Nahra, County Engineer

WORDING FOR AGENDA ITEM:

Public Hearing: Consideration of request to close and vacate county right of way on Garner Avenue between 130th Street and 140th Street

ACTION REQUIRED:

- | | | |
|--|---|--|
| Approve Ordinance <input type="checkbox"/> | Approve Resolution <input type="checkbox"/> | Approve Motion <input checked="" type="checkbox"/> |
| Public Hearing <input type="checkbox"/> | Other: Informational <input type="checkbox"/> | Attachments <input checked="" type="checkbox"/> |

EXECUTIVE SUMMARY:

The county engineers office has received a petition from affected landowners to close a portion of Garner Avenue between 130th Street and 140th Street.

BACKGROUND:

The Board of Supervisors has the authority to establish, alter, or vacate roads per section 306.10 of the Code of Iowa. A hearing was scheduled for July 27, 2021 to vacate the north half mile of the road in question. Action to follow will be to close the road and vacate the right of way.

FINANCIAL IMPACT:

The county will place this land back on the property tax rolls.

IF THERE IS A CONTRACT INVOLVED IN THE AGENDA ITEM, HAS THE CONTRACT BEEN SUBMITTED AT LEAST ONE WEEK PRIOR AND ANSWERED WITH A REVIEW BY THE COUNTY ATTORNEY'S OFFICE?

Yes No

RECOMMENDATION:

Recommend the Board hold the public hearing on the road vacation, determine whether to close and vacate the right of way, and adjourn the hearing for final action at a later board meeting.

ACTION REQUIRED / PROPOSED MOTION:

Motion to receive public comments on the proposed road closure and vacation of right of way and schedule August 3, 2021 for action on the road closure and vacation of right of way on Garner Avenue.

LEGAL NOTICE

Public Hearing for vacation of Woodbury County Right of Way

WHEREAS, the Woodbury County Board of Supervisors in accordance with Section 306.11, (Code of Iowa), as amended, seeks to set a date for public hearing to vacate platted roads and alleys, and

WHEREAS, described roads and alleys were platted and dedicated to the public but never used or developed by the county or city as roads and alleys,

NOW THEREFORE, BE IT RESOLVED by the Woodbury County Board of Supervisors that on Tuesday, July 27, 2021 at 4:30 P.M CST, at the Woodbury County Courthouse, 620 Douglas Street, Sioux City, Iowa, the County Board will hold a Public Hearing to vacate the right-of-way described as follows:

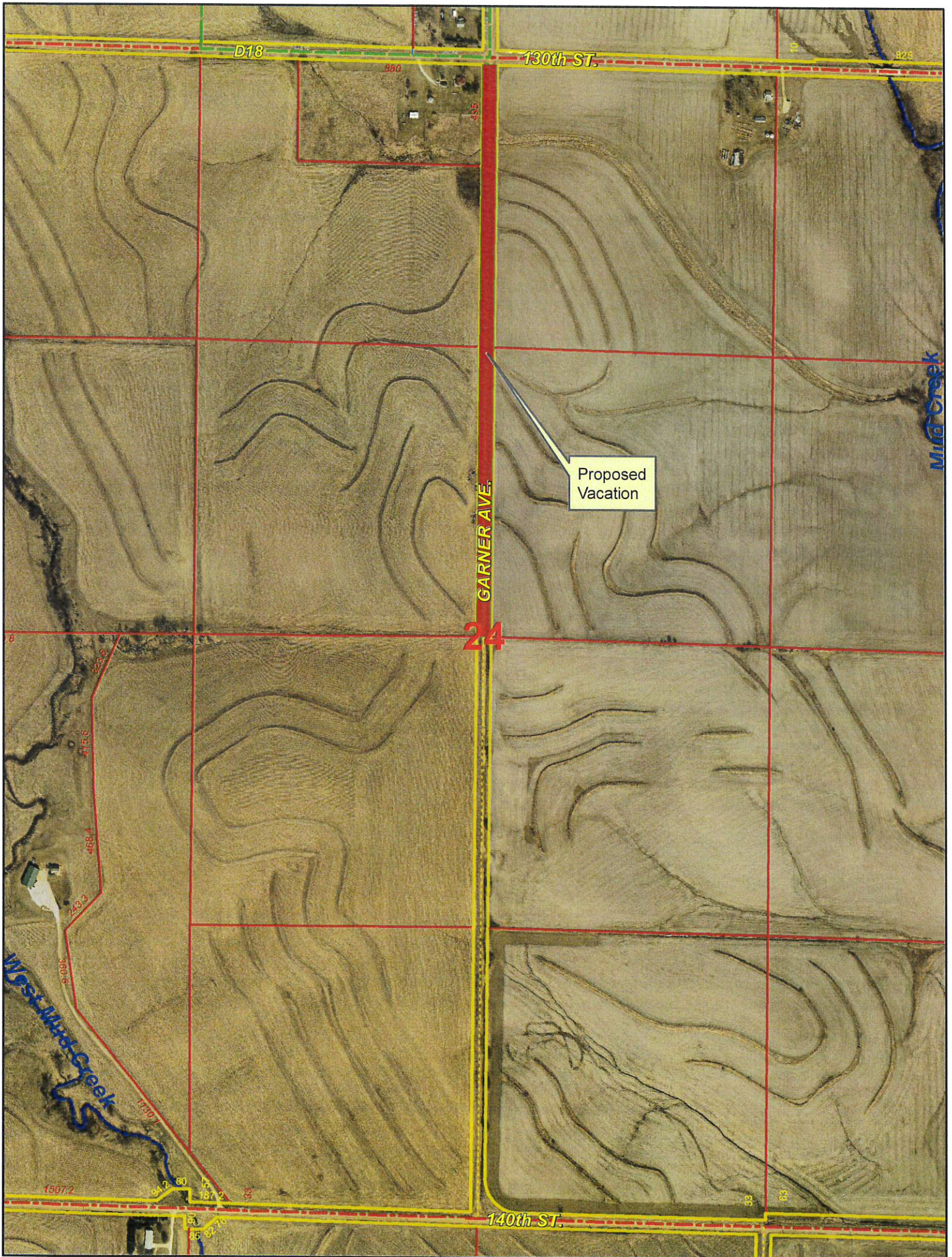
Vacate in Section 24, T89N R45W, the north one-half mile of Garner Avenue (Eldridge Road #291) more specifically described as beginning at the one-half section line thence north to the south right-of-way line of 130th Street.

SO RESOLVED this 29th day of June 2021. Woodbury County Board of Supervisors.

Further information on all right of way vacations are available at the office of the Woodbury County Engineer, 759 E. Frontage Road, Merville, Iowa, phone no. 712-873-3215 fax no. 712-873-3235 email: mnahra@woodburycountyiowa.gov.

At said Public Hearing, any person present, and so wishing will be given the opportunity to be heard, for or against, the proposed right of way vacations. Any person so wishing may file a document with the Woodbury County Auditor's Office prior to the time of the hearing, should the person wish the document to be read for them at the time of the hearing.

Patrick Gill
Woodbury County Auditor



Proposed Vacation

D18

130th ST.

GARNER AVE.

24

140th ST.

West-Mud-Creek

Mud-Creek

860

495

825

8

465.6

488.4

233.9

9,005

1700

1507.2

84.2

80

187.2

83

85

82.16

83

63