

**ORDINANCE NUMBER 564**

**AN ORDINANCE OF THE CITY OF HIGHLAND, KANSAS, VACATING A PORTION OF CANADA STREET BETWEEN BLOCKS 117 AND 118, AND THE NORTH-SOUTH ALLEY IN BLOCK 117, IN THE ORIGINAL TOWN, NOW CITY OF HIGHLAND, DONIPHAN COUNTY, KANSAS:**

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF HIGHLAND, KANSAS:

SECTION 1: That following petition, notice and hearing, and in accordance with Resolution Nos. 01-08 and 2020-04, the governing body has determined to grant the requested vacation and that no loss or convenience to the general public, or injury or damage to private landowners, results from such vacation.

SECTION 2. That the hereinafter described portion of Canada Street located and situated in the Original Town, now City of Highland, Doniphan County, Kansas, be and the same is hereby vacated, to wit:

*That portion of Canada Street within the City of Highland, Kansas, bounded on the north by the south line or boundary of Pennsylvania Street in said City and bounded on the south beginning at the southeast corner of Lot 8, in Block 118, and proceeding in a straight line to the southwest corner of Lot 7, in Block 117, commonly referred to as the South 300 block of Canada Street.*

Said vacation does not vacate any portion of the right-of-way located immediately contiguous to the south of said described street. The City hereby reserves and retains an easement and right-of-way to install, repair, maintain, alter, operate and replace, by it or any licensee or holder of a franchise from the City, any utility now located in said vacated right of way, as necessitated by the public interest (as determined solely by the City), together with the right of ingress and egress for the purpose of exercising the same.

SECTION 3: That the hereinafter described property located and situated in the Original Town, now City of Highland, Doniphan County, Kansas, otherwise known and described as the north-south alley in Block 117, be and the same is hereby vacated, to wit:

*The alley in Block 117, more particularly described as follows:  
That portion of the north-south alley in Block 117, City of Highland, Doniphan County, Kansas, bounded on the north by the south boundary line of Pennsylvania Street and bounded on the south by the south boundary lines of Lots 7 and 8 extended to the point where they converge.*

Said vacation does not vacate any portion of the right-of-way located immediately contiguous to the south of said described alley.

SECTION 4: That this ordinance shall take effect upon publication in the official city newspaper.

PASSED BY THE GOVERNING BODY and approved by the Mayor of the City of Highland, Kansas, this 13th day of May, 2020.

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Charles N. Batchelder, Mayor

ATTEST:

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Joann Karn, City Clerk