

**BOARD OF COUNTY COMMISSIONERS
OF
FRANKLIN COUNTY, KANSAS**

RESOLUTION NO. 13-59

A RESOLUTION TO VACATE A PORTION OF LASALLE STREET FROM THE NORTHWEST CORNER OF BLOCK 83 TO THE NORTHEAST CONER OF BLOCK 85; OTTAWA STREET AND MAIN STREET NORTH OF LABETTE TER.; AND THE ALLEYS IN BLOCKS 83, 84 AND 85 ALL IN THE TOWN SITE OF PEORIA, IN FRANKLIN COUNTY, KANSAS

WHEREAS, the Franklin County Commission authorized notice of proposed vacation of a portion Lasalle Street from the northwest corner of Block 83 to the northeast corner of Block 85; Ottawa Street and Main Street north of Labette Terr.; and the alleys in Blocks 83, 84 and 85 all in the town site of Peoria, in Franklin County, Kansas; and,

WHEREAS, the Notice of Public Hearing was published in the official county newspaper on November 23, 2013 and

WHEREAS, notice of the proposed vacation was mailed by certified mail, return receipt requested, to all landowners of record as required by K.S.A. 68-102 notifying said landowners of the intent to vacate a certain portion of the streets and alleys, and of their right to protest said vacation; and,

WHEREAS, a hearing was held on December 4, 2013, for anyone wishing to protest the vacation of said streets and alleys; and,

WHEREAS, as a result of that hearing, the Franklin County Commission voted to vacate a certain portion of streets and alleys.

BE IT THEREFORE RESOLVED
BY
THE BOARD OF COUNTY COMMISSIONERS OF FRANKLIN COUNTY:

That the following streets and alleys are not a public utility by reason of neglect, non-use, or inconvenience and that said streets and alleys have become practically impassable and the necessity for said streets and alleys as a public utility does not justify the expenditure of the necessary funds to repair said streets and alleys or put the same in condition for public travel and therefore a portion of said streets and alleys is hereby vacated as follows:

Lasalle Street from the northwest corner of Block 83 to the northeast corner of Block 85; Ottawa Street and Main Street north of Labette Terr.; and the alleys in Blocks 83, 84 and 85 all in the town site of Peoria.

This Resolution shall be in full force and effect following its passage by the Board of County Commissioners and its subsequent publication in the official county newspaper.

WHEREUPON, the Board of County Commissioners of Franklin County, Kansas, passes and adopts this Resolution in regular session, at its chambers in Ottawa, Franklin County, Kansas, this 4th day of December, 2013.

/s/Steven W. Harris
Steven W. Harris, Chairman

APPROVED, received and recorded this 4th day of December, 2013.

/s/Janet Paddock
Janet Paddock Franklin County Clerk