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**AGENDA ITEM SUMMARY**

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**Subject: Consider Third Reading for Ordinance 1161 to vacate a portion of the North Main Street ROW between Lane Street and North Grand Avenue and consider motion adopting said ordinance**

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**Recommendation: Approve the Third Reading of Ordinance 1161 and approve motion adopting Ordinance 1161**

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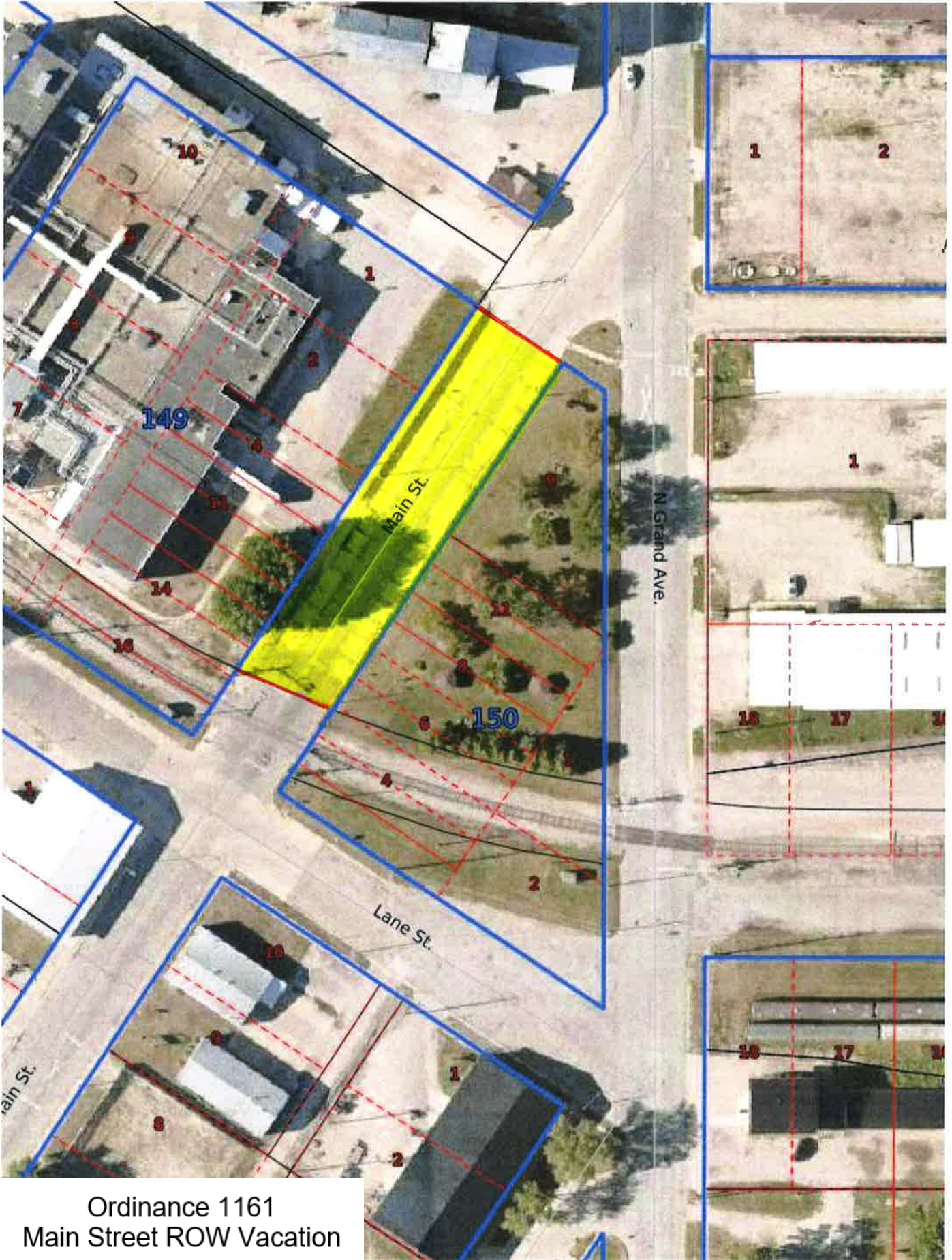
**Background Summary:**

We have discussed at multiple previous meetings the needs of Pure Prairie Farms and their use of the area of North Main Street between the Canadian National Railroad and North Grand Avenue.

The P&Z Commission held a public hearing on this matter on Monday May 23rd and discussed the needs of PPF and the impacts on the traffic circulation pattern. The P&Z unanimously approved a motion recommending that the City Council vacate that portion of Main Street from the north side of the Canadian National Railroad tracks to the former south right-of-way line of Floyd Street.

At the June 6 Council Meeting, the City Council approved the first reading of Ordinance 1161 and held a public hearing and approved the second reading at the June 20 Council Meeting.

We recommend approval of the third reading of Ordinance 1161. We recommend approval of the motion adopting the ordinance and authorizing the City Clerk to publish it.



Ordinance 1161  
Main Street ROW Vacation

ORDINANCE NO. 1161

**AN ORDINANCE VACATING A PORTION OF MAIN STREET  
IN CHARLES CITY, IOWA**

BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF CHARLES CITY,  
IOWA:

Section 1. The City Council finds that that portion of the public right-of-way of Main Street in Charles City, Iowa, is not needed for use of the public, and accordingly its maintenance as a street at public expense is no longer justified; and that the vacation of this right-of-way will not deny the owners of property abutting on the street access to their properties:

*That portion of Main Street lying between Block 149 and Block 150 Lane's Addition lying north of the northerly right-of-way of the Canadian National Railway*

Section 2. By virtue of the findings set forth in Section 1, that portion of the Main Street right-of-way as above described is hereby vacated and closed from public use.

Section 3. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section 4. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

Section 5. This ordinance shall be in full force and effect from and after its final passage, approval and publication as provided by law.

Passed and approved this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
Dean Andrews, Mayor

ATTEST:

\_\_\_\_\_  
Trudy O'Donnell, City Clerk

CERTIFICATE

I, Trudy O'Donnell, City Clerk of the City of Charles City, Iowa, do hereby certify that the above and foregoing Ordinance No. \_\_\_\_\_ was duly published in the Charles City Press, a newspaper published daily in the city of Charles City, Iowa, on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
Trudy O'Donnell, City Clerk