

ORDINANCE NO: 2021-1

AN ORDINANCE OF THE CITY OF BOVILL, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO, VACATING THAT PORTION OF OLD RAILROAD AVENUE BETWEEN PINE STREET AND HIGHWAY 3 (SPRUCE STREET); PROVIDING FOR RETENTION OF A UTILITY EASEMENT OVER AND UNDER THE RIGHT OF WAY VACATED BY THIS ORDINANCE; PROVIDING FOR THIS ORDINANCE TO BE IN FULL FORCE AND EFFECT FROM AND AFTER ITS PASSAGE, APPROVAL AND PUBLICATION ACCORDING TO LAW.

WHEREAS, a public hearing was held on the 1st day of February, 2021, and it was determined that it was in the public interest to vacate the portion of Old Railroad Avenue described herein;

WHEREAS, the eastern property owner served by these portions of Old Railroad Ave has consented to this vacation;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF BOVILL AS FOLLOWS:

SECTION 1: That the portion of Old Railroad Avenue in the City of Bovill that runs between Pine Street and Highway 3 (Spruce Street) be vacated;

SECTION 2: That a utility easement will be retained over and under the right of ways vacated by this Ordinance.

SECTION 3: That it is in the best interest of the adjoining property owners that title to the vacated right-of-way shall vest entirely to the property owner on the east side of the above-mentioned portion of Old Railroad Avenue.

SECTION 4: This Ordinance shall take effect upon its passage, approval and publication as required by law.

PASSED under suspension of the rules upon which the roll call vote was duly taken and duly enacted an ordinance of the City of Bovill at a regular meeting of the City Council held on the 1st day of February, 2021, in Bovill, Idaho.

*Diane Holt*

Diane Holt, Mayor

ATTEST:

*Christine Jewell*

Christine Jewell, City Clerk