

20051062

RESOLUTION NO. R-03-06

Authorizing Annulment of Rights of Way

Whereas, the City of Gadsden, Alabama, is the sole owner of all land abutting rights of way described below:

All that part of Louis Avenue (17th Street North), Johnson Avenue (18th Street North), Callaway Street and Booker Street of the Carver Addition Plat as recorded in Plat Book "C", Page 397, Etowah County Probate Office and Murphey Street (19th Street North) of Lee W. Murphey's First Subdivision to East Gadsden, as recorded in Plat Book "A", Page 253, Etowah County Probate Office. Lying and being in the city of Gadsden, Etowah County, Alabama.

Whereas, the City of Gadsden, as sole owner desires to vacate and annul the rights of way more particularly described above, pursuant to the provisions of Section 23-4-20 Alabama Code (1975), as amended; and

Whereas, the said owner has made their Declaration of Vacation and Annulment of rights-of-way, duly executed and acknowledged, and have requested that the City Council of the City of Gadsden, Alabama, give its assent to the proposed vacation as aforesaid; and

Whereas, notice of hearing upon the proposed vacation has been duly given in accordance with the law, by publication thereof in The Gadsden Times, a newspaper of general circulation in Etowah County, Alabama; and

Whereas, such hearing has been duly afforded by the City Council of the City of Gadsden, Alabama, at which any persons desiring to address or speak to the proposed vacation have been given the opportunity to do so; and

Whereas, upon due consideration, the City Council of the City of Gadsden, Alabama, has determined that it wishes to give its assent to the proposed vacation as aforesaid;

Now, Therefore, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GADSDEN, ALABAMA, does hereby consent to the vacation of the alleyways described above.

I hereby certify that the above and foregoing was duly adopted by the City Council of Gadsden, Alabama, at a meeting held on January 3, 2006.

Iva Nelson, City Clerk