

RESOLUTION NUMBER 776

A RESOLUTION OF THE CITY OF KETCHUM, IDAHO, PROVIDING FOR THE VACATION OF A PORTION OF ASPEN DRIVE ADJACENT TO LOTS 18, 19 AND 20, BLOCK 1, WARM SPRINGS CREEKSIDE SUBDIVISION.

WHEREAS, Aspen Drive is a fifty (50) foot wide residential street;

WHEREAS, the portion of Aspen Drive adjacent to Lots 18, 19 and 20, Block 1, Warm Springs Creekside Subdivision, is approximately twenty (20) feet wider than the remainder of said street, as shown on Exhibit A;

WHEREAS, the City of Ketchum has not been utilizing this portion of Aspen Drive for snow storage or any other purpose;

WHEREAS, the Planning and Zoning Commission has recommended that the Council vacate this portion of Aspen Drive as it is in excess of the standard fifty (50) foot right-of-way, is not being maintained by either the City or the property owner, and contains noxious weeds;


WHEREAS, the Council deems this vacation to be expedient for the public good, and that the public transportation in the vicinity is in no way affected by said vacation; and,

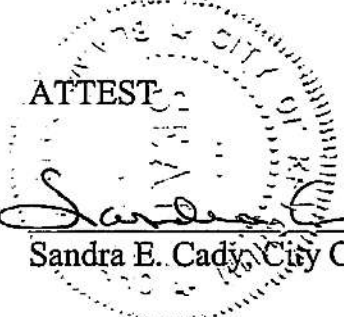

WHEREAS, the requirements of Idaho Code Sections 50-132 and 50-311 have been met.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Ketchum:

1. The portion of Aspen Drive adjacent to Lots 18, 19, and 20, Block 1, Warm Springs Creekside Subdivision, as shown on Exhibit A is hereby vacated.
2. The title of that portion of Aspen Drive shown on Exhibit A shall revert to the adjacent property owners.
3. This grant is made subject to all existing easements, franchise and utility rights and other encumbrances known or of record. The abandonment and conveyance provided for herein shall extend only to the public right, title, easement and interest, and shall be construed to extend only to that interest the City may legally and lawfully abandon and vacate.

PASSED by the City Council and APPROVED by the Mayor this 7th day of May, 2001.


Guy P. Coles, Mayor

ATTEST


Sandra E. Cady, City Clerk

