

RESOLUTION NO. 21-22-35

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING ON THE GRANTING OF AN EASEMENT OFF OF SOUTH 7TH STREET, FOREST CITY IOWA, TO MARK ATTIG, SAID HEARING TO BE HELD ON FEBRUARY 7, 2022, AT 7:00 P.M. IN THE COUNCIL CHAMBERS OF THE CITY HALL, FOREST CITY, IOWA.

WHEREAS the City is owner of certain real property described as:

A parcel of land located in part of the Southwest Quarter of the Southeast Quarter (SW ¼ SE ¼) Section Thirty-five (35); Township Ninety-Eight North (98N); Range Twenty-four West (R24W) of the Fifth Principal Meridian, City of Forest City, Winnebago County, Iowa, described as follows: Commencing at the Southeast Corner of said SW ¼ SE ¼; thence N 1°04'03" E along the east line of said SW ¼ SE ¼, 533.43 feet; thence S 90°00'00" W, 24.86 feet to the west line of South 7th Street and the Point of Beginning (P.O.B.); thence continuing S 90°00'00" W, 314.44 feet; thence N 0°00'00" W, 33.00 feet; thence N 90°00'00" E, 316.50 feet to said west line South 7th Street; thence S 3°34'00" W along said west line, 33.06 feet to the Point of Beginning containing 10,410.46 square feet. NOTE: In the above description, the east line of said SW ¼ SE ¼ is assumed to bear N 1°04'03" E; and,

WHEREAS the City wishes to grant an easement to Mark Attig across the above described property in Forest City, Iowa for garage encroachment; and,

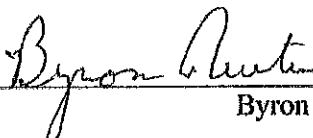
WHEREAS the City Council is required to publish notice and hold a public hearing prior to officially granting an easement by resolution of the City Council.

BE IT RESOLVED BY THE CITY OF FOREST CITY, IOWA, THAT:

The matter of the public hearing on the granting of an easement over a portion of the above described property off South 7th Street, Forest City, Iowa to Mark Attig for garage encroachment shall come on for hearing the 7th day of February, 2022, at 7:00 P.M., at the Council Chambers of City Hall, 305 North Clark Street, Forest City, Iowa, and that Notice shall be published no less than four (4) nor more than twenty (20) days prior to said time and place of the hearing in a paper of general circulation within the county.

BE IT FURTHER RESOLVED That the Notice shall be the same as the Notice attached hereto and by this reference made a part hereof.

PASSED AND APPROVED on 17th day of January, 2022.


Byron Ruiter, Mayor

ATTEST:


Daisy Huffina, City Administrator/Clerk

NOTICE OF PUBLIC HEARING

The matter of the of the public hearing on the granting of an easement off South 7th Street, Forest City, Iowa immediately north and adjacent to 736 South 7th Street, Forest City, Iowa, to Mark Attig for garage encroachment shall come on for hearing the 7th day of February, 2022, at 7:00 P.M., at the Council Chambers of City Hall, 305 North Clark Street, Forest City, Iowa. At said public hearing the Council shall consider the granting of said easement.



Daisy Huffman, City Administrator/Clerk

*** Proof of Publication ***

Rec 2/1/22

State of Iowa
Counties of Hancock and Winnebago

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Daisy Huffman,
City Administrator/Clerk

CITY OF FOREST CITY

PO BOX 346
FOREST CITY, IA 50436

ORDER NUMBER 386997

I, Michelle Graham, being duly sworn, on oath, do depose and say that I am Customer Services Representative of The North Iowa Media Group and I am authorized to make this affidavit, that The Summit Tribune is a weekly newspaper regularly published and printed in the English language in the City of Britt, Hancock County, Iowa, and in the City of Forest City, Winnebago County, Iowa, has a general circulation in the said cities and counties; and that I personally know that the notice, a true copy of which is hereto affixed, was published in the Summit Tribune on the following days, to-wit:

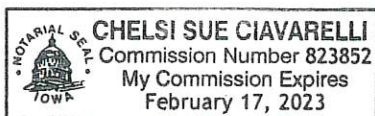
Section: Announcements
Category: 190 Legals
PUBLISHED ON: 01/25/2022

TOTAL AD COST: 8.66
FILED ON: 1/25/2022

That the issues of said paper containing said notice were duly circulated in the regular manner.

Michelle Graham

Chelsi Sue Ciavarelli
Notary Public in and for Said County



RESOLUTION NO. 21-22-37

A RESOLUTION APPROVING THE GRANTING OF AN EASEMENT OFF OF SOUTH 7TH STREET, FOREST CITY IOWA, TO MARK ATTIG, SAID HEARING TO BE HELD ON DECEMBER 6, 2021, AT 7:00 P.M. IN THE COUNCIL CHAMBERS OF THE CITY HALL, FOREST CITY, IOWA.OF REAL ESTATE SAID PROPERTY LOCATED WITHIN THE CITY LIMITS OF THE CITY OF FOREST CITY, IOWA.

BE IT RESOLVED by the City of Forest City, Iowa, that:

WHEREAS the City Council of the City of Forest City, Iowa is considering the transfer of property within the City Limits of the City of Forest City; and,

WHEREAS the property is legally described as follows:

A parcel of land located in part of the Southwest Quarter of the Southeast Quarter (SW ¼ SE ¼) Section Thirty-five (35); Township Ninety-Eight North (98N); Range Twenty-four West (R24W) of the Fifth Principal Meridian, City of Forest City, Winnebago County, Iowa, described as follows: Commencing at the Southeast Corner of said SW ¼ SE ¼; thence N 1°04'03" E along the east line of said SW ¼ SE ¼, 533.43 feet; thence S 90°00'00" W, 24.86 feet to the west line of South 7th Street and the Point of Beginning (P.O.B.); thence continuing S 90°00'00" W, 314.44 feet; thence N 0°00'00" W, 33.00 feet; thence N 90°00'00" E, 316.50 feet to said west line South 7th Street; thence S 3°34'00" W along said west line, 33.06 feet to the Point of Beginning containing 10,410.46 square feet. NOTE: In the above description, the east line of said SW ¼ SE ¼ is assumed to bear N 1°04'03" E; and,

WHEREAS the City wishes to grant an easement to Mark Attig across a portion of the above-described property in Forest City, Iowa for garage encroachment transfer, said easement description is as follows;

Beginning in the Southwest corner of the above described property thence East 130' to the Point of Beginning, thence continuing East 45', thence North 12', thence West 45', thence South 12' to the point of beginning, and;

WHEREAS the City is required to publish notice and hold a public hearing prior to officially transferring the property by resolution of the City Council;

WHEREAS the Council caused a notice to be published for a hearing on the transfer of said property, said hearing to be held the 7th day of February, 2022, at 7:00 o'clock P.M., at the Council Chambers of City Hall, 305 North Clark Street, Forest City, Iowa;

WHEREAS a notice of hearing was published on January 25, 2022, and;

WHEREAS a public hearing was held on February 7, 2022.

BE IT RESOLVED BY THE CITY OF FOREST CITY, IOWA, THAT:

SECTION I: That the City of Forest City herein will grant the easement over the property herein described above to Mark Attig for garage encroachment for \$1.00 and payment of all costs associated with the transfer.

SECTION III: The Mayor and City Clerk of the City of Forest City are hereby authorized to execute any documents necessary to effectuate this transaction according to the provisions of this resolution.

PASSED AND APPROVED on February 7, 2022.



Barney Ruiters, Mayor

ATTEST: 

Daisy Huffman, City Administrator