



COMMUNITY DEVELOPMENT

Planning,
Zoning,
Building Safety,
Construction Inspection Services,
Public Health,
Housing Inspections,
Code Enforcement

MEMORANDUM

To: Mayor and City Council Members
Cc: Gregg Mandsager, City Administrator
From: Steven Boka, Director of Community Development
Date: July 10, 2013
Re: Request to set a Public Hearing – Utility Vacation – Riverbend Second Add.

INTRODUCTION: A request to vacate existing utility easements has been submitted on behalf of the proposed buyers of 2 lots located within the Riverbend Second Addition.

BACKGROUND: Keer Wilson of Muscatine has filed a request to vacate existing utility easements along and between Lots 9 and 10 in the Riverbend Second Addition. If approved, the Ms. Wilson intends to construct a new residence across the area now dedicated as utility easement. The Planning Commission reviewed and approved the request to vacate the utility easements, as requested, during their July 8, 2013 meeting.

RECOMMENDATION/RATIONALE: Prior to City Council action of the request, a public hearing is required. It is recommended that the attached resolution setting a public hearing on the proposed vacation of a utility easement located within the Riverbend Second Addition be approved.

BACKUP INFORMATION:

1. Resolution Setting a Public Hearing
2. Public Notice
3. Plat of Survey

Prepared by Steven Boka, 215 Sycamore Street, Muscatine, IA 52761 (563) 262-4141

RESOLUTION NO. _____

**A RESOLUTION SETTING THE TIME AND PLACE OF
A PUBLIC HEARING UPON THE VACATION OF A UTILITY
EASEMENT IN RIVERBEND SECOND ADDITION**

WHEREAS, a request has been received for the vacation of a utility easement described as:

THE 10-FOOT WIDE UTILITY EASEMENT ALONG AND BETWEEN LOTS 9 AND 10
IN RIVERBEND SECOND ADDITION TO THE CITY OF MUSCATINE, IOWA.

WHEREAS, a public hearing must be conducted by the City Council of Muscatine on the vacation of a utility easement.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE
CITY OF MUSCATINE, IOWA**, that a public hearing be conducted by the City Council in the City Hall Chambers at 7:00 p.m. on Thursday, August 1, 2013, and the attached public notice of the time and place of said hearing shall be given by publication in the Muscatine Journal as required by the Code of Iowa.

PASSED, APPROVED AND ADOPTED this 18th day of July 2013.

**BY THE CITY COUNCIL OF THE
CITY OF MUSCATINE, IOWA**

DeWayne Hopkins, Mayor

ATTEST:

Gregg Mandsager, City Clerk

PUBLIC NOTICE

Public Notice is hereby given that the City Council of the City of Muscatine, Iowa will hold a public hearing on the vacation of the following described utility easements in the Riverbend Second Addition to the City of Muscatine, Iowa:

**THE 10-FOOT WIDE UTILITY EASEMENT ALONG AND BETWEEN LOTS 9 AND 10
IN THE RIVERBEND SECOND ADDITION TO THE CITY OF MUSCATINE, IOWA.**

Said public hearing will be conducted by the City Council of Muscatine on August 1, 2013 at 7:00 p.m. in the City Hall Council Chambers. All interested parties are invited to attend.

Gregg Mandsager, City Clerk