

VILLAGE OF AUGUSTA

KALAMAZOO COUNTY, MICHIGAN

**RESOLUTION VACATING THAT PORTION OF MONROE STREET
BETWEEN RANSOM STREET AND GEORGE STREET**

Minutes of a regular meeting held by the Augusta Village Council on October 6, 2014, at 7:00 p.m. local time, at the Augusta Village Hall.

Present: Thomas, Beatty, Bowers, Crance, Mather, Simpson

Absent: Bourney

The following preamble and resolution were offered by Crance and supported by Bowers.

WHEREAS, on September 8, 2014, the Augusta Village Council adopted a Resolution declaring its intention to vacate Monroe Street between Ransom Street and George Street; and

WHEREAS, in making said Resolution, the Village Council determined that that portion of Monroe Street is not being used, nor has been used, as a public street, and vacating a portion of it serves the best interests of the Village and its residents; and

WHEREAS, the Augusta Village Clerk has given notice of the adoption of said Resolution of Intent to Vacate and has caused Notice of Public Hearing regarding vacating that portion of Monroe Street to be published in the *Climax Crescent* on October 3, 2014,

and to be posted the Notice of Public Hearing and Resolution of Intent to Vacate that portion of Monroe Street in three (3) places within the Village in compliance with the Open Meetings Act, MCL 15.261 et seq.; and

WHEREAS, said notice directed that persons objecting to said vacation may file written objections with the Village Clerk on or before October 6, 2014, or may provide written or verbal objections at the public hearing held on October 6, 2014; and

WHEREAS, the Village Council has received no objections to the proposed vacation.

NOW, THEREFORE, BE IT HEREBY RESOLVED that that portion of Monroe Street between Ransom Street and George Street is and shall be vacated, pursuant to MCL 67.13 and MCL 67.14.

BE IT FURTHER RESOLVED that the Village of Augusta retains the right to maintain, operate, repair and replace, by itself or through any licensee or holder of a franchise from the Village, any utilities and equipment including, but not limited to, poles, anchors, wires, fixtures, pipes, conduits, sewer mains, water mains, electrical lines, gas lines, cable television lines or any other facility or equipment for any utility or public purpose now located in any portion of the property vacated by this Resolution.

BE IT FURTHER RESOLVED that the Village President and Clerk shall quit claim for \$1.00 and other good and valuable consideration the property vacated to those

property owners adjacent to evidence the transfer of the Village's interest in that property.

BE IT FURTHER RESOLVED that the Village Clerk is directed to record a certified copy of this Resolution with the Register of Deeds and to file a certified copy thereof with the Michigan Department of Consumer and Industry Services or its successor within 30 days hereof.

RESOLUTION DECLARED ADOPTED.

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CERTIFICATE

I, Julie Glenn, Clerk of the Village of Augusta, do hereby certify that the foregoing Resolution was adopted by the Village Council at a regular meeting held on October 6, 2014, at 7:00 p.m. Upon motion of Crane, supported by Bowers, and the vote on said Resolution was as follows:

AYES	<u>Beatty, Bowers, Crane, Maher, Simpson, Thomas</u>
NAYS	<u>None</u>
ABSTENTIONS	<u>None</u>
ABSENT	<u>Bourne</u>



Julie Glenn
Village Clerk