VACATION OF F ROAD NORTH OF 182ND FOR 2,640 FEET
RESOLUTION NO 2016- 13

BE IT RESOLVED that the Board of County Commissioners, pursuant to K.S.A. 68-102 may vacate a road when it is determined that such road is not a public utility by reason of neglect, nonuse, or inconvenience or from other cause or causes such road has become practically impassable and the necessity for such road as a public utility does not justify the expenditure of the necessary funds to repair such road or put the same in condition for public travel.

WHEREAS The Jackson County Commissioners requested that the portion of "F" Road at the intersection of 182nd Rd proceeding north approximately 2,640 feet between Section 2 and 3, Township 8 South, Range 13 East of the P.M. in Jackson County Kansas be vacated.

WHEREAS pursuant to K.S.A. 68-102a a notice was published one time in the Holton Recorder on the 20th day of June, 2016 and a copy of said publication was sent by certified mail to each owner of property adjoining the road, at the address where the owner's tax statement is sent. Proceedings for the award of damages, if any, to the property owners affected by such action, and any appeal therefrom, shall be made in the same manner as provided in K.S.A. 68-107, and amendment thereto.

WHEREAS Eric Fritz, Road and Bridge Co-Director has viewed the location and has stated that the County has no need to retain a road right of way and that the road is not used by a public utility.

WHEREAS no one appeared for or called about the hearing scheduled at 10:00 a.m. on August 1st, 2016 for the purpose of hearing objections to vacating the road and therefore no objections were heard. A subsequent special meeting was held on August 3rd by the County Commission who made the motion to close the road.

IT IS SO ORDERED, that the portion of "F" Road at the intersection of 182nd Rd proceeding north approximately 2,640 feet between Section 2 and 3, Township 8 South, Range 13 East of the P.M. Jackson County, Kansas be vacated.

Board of Jackson County Commissioners

Janet Zwonitzer

Janet Zwonitzer, Chairperson

Rob Ladner

Rob Ladner, Member

William Elmer

William Elmer, Member

Attest:

Kathy Mick

Kathy Mick,
Jackson County Clerk

cc: Dean Burns
Bureau of Indian Affairs
Potawatomi Tribe
Jackson County Road and Bridge
Jackson County Mapping and 911
Jackson County Emergency Management

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