

ORDINANCE #279

AN ORDINANCE TO VACATE TWO BLOCKS OF THE ORIGINAL CHESTNUT STREET, BETWEEN FIRST STREET AND THIRD STREET, AS ORIGINALLY PLATED IN THE TOWN, NOW, CITY OF ALEXANDRIA, SD.

BE IT ORDAINED BY THE COMMON COUNCIL for the City of Alexandria, SD, that:

That portion of Chestnut Street located between First Street and Third Street, as the same was originally platted in the plat to the Town, now City of Alexandria, shall be, and the same hereby is, vacated and abandoned and shall no longer be set aside for public use as a street, subject to the following limitations.

- (A) That the easements previously given for electric power line usage, for natural gas line usage, for telephone company usage, and for cable televisions usage, shall continue in full force and effect, to the extent that these easements are actually in use at the time of the adoption of this ordinance; and
- (B) That the reservation for the utility easements set forth above shall extend to and be reserved to the extent that such usage is necessary and reasonable under the circumstances.
- (C) The City of Alexandria does also reserve unto itself an easement in said public highway right of way to the extent that the same is necessary for the continued use, care and maintenance of the City water and sewer lines, and any Rural Water line easements which are in use upon said property.

BE IT RUTHER ORDAINED that no provision of this ordinance shall be in any way be construed to affect or limit any properly executed and drawn easement or easements given privately by any of the affected landowners, and

BE IT FUTHER ORDAINED that that portion of the public highway right of way which is hereby abandoned to the public use shall revert to the adjoining landowners on each side of said public highway right of way.

First reading: February 2, 1987

Second reading: March 2, 1987

Votes For: 6, Against: 0.

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Ordinance Effective: March 23, 1987