

Recorded: 1/12/2023 at 2:27:52.0 PM  
County Recording Fee: \$12.00  
Iowa E-Filing Fee: \$3.00  
Combined Fee: \$15.00  
Revenue Tax:  
Delaware County, Iowa  
Daneen Schindler RECORDER  
BK: 2023 PG: 98

Prepared by & Return to: Erin Learn, City of Delaware, 110 E. Washington St., Delaware, Iowa 52036, Phone: 563.608.0184

I, Erin Learn, City Clerk of the City of Delaware, Iowa, do hereby certify that the attached copy of Ordinance 003-2022 is a true and exact copy of Ordinance 003-2022 of the City of Delaware, Iowa that has been adopted by the City Council of the City of Delaware, Iowa on July 9, 2022.

Dated this 12<sup>th</sup> day of January, 2023.

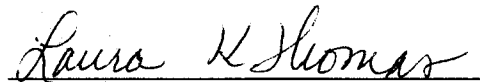


Erin Learn, City Clerk

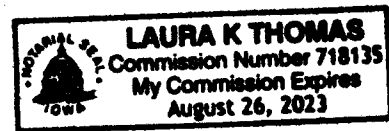


STATE OF IOWA                    )  
  )  
COUNTY OF DELAWARE        )

Subscribed and sworn to before me, a Notary Public, by Erin Learn this 12<sup>th</sup> day of January, 2023.



Laura K. Thomas, Notary Public



ORDINANCE 003-2022

AN ORDINANCE VACATING THAT PORTION OF THE UNDEVELOPED ALLEY DESCRIBED AS LYING BETWEEN LOTS 619, 620, 621, 622, 623, 624, 625, AND 626, AND THE NORTH ½ OF LOTS 775, 776, 777, AND 778, ALL IN DELAWARE, IOWA ACCORDING TO PLAT RECORDED IN BOOK 2 L.D., PAGE 488 AND LOTS 779, 780, 781, AND 782, DELAWARE, IOWA, ACCORDING TO PLAT RECORDED IN BOOK 2 L.D., PAGES 488-489

BE IT ENACTED by the City Council of the City of Delaware, Iowa:

SECTION 1. That portion of the undeveloped alley described as lying between Lots 619, 620, 621, 622, 623, 624, 625, and 626, and the North ½ of Lots 775, 776, 777, and 778, all in Delaware, Iowa according to plat recorded in Book 2 L.D., Page 488 and Lots 779, 780, 781, and 782, Delaware, Iowa, according to plat recorded in Book 2 L.D., Pages 488-489 (locally known as the alley adjacent to 201 4<sup>th</sup> Street and 221 4<sup>th</sup> Street in Delaware, Iowa), is closed from public use and vacated.

SECTION 2. The City Council may by separate action consider disposition of the alley described above following Notice and Public Hearing in a manner directed by the City Council.

SECTION 3. REPEALER. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 4. SEVERABILITY CLAUSE. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 5. WHEN EFFECTIVE. This ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

Passed by the Council the 9<sup>th</sup> day of July, 2022, and approved this 9<sup>th</sup> day of July, 2022.

  
\_\_\_\_\_  
Lonny Fishler, Mayor

ATTEST:

  
\_\_\_\_\_  
Erin Learn, City Clerk



Public Hearing: July 9, 2022  
1<sup>st</sup> Consideration & Adoption: July 9, 2022  
2<sup>nd</sup> Consideration & Adoption: July 9, 2022  
3<sup>rd</sup> Consideration & Final Adoption: July 9, 2022

I, Erin Learn, City Clerk of the City of Delaware, Iowa, do hereby certify that Ordinance 003-2022 was duly posted on the 8<sup>th</sup> day of October, 2022, as provided by law, a copy of said being hereby attached and by this reference incorporated herein.

  
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Erin Learn, City Clerk