

AN ORDINANCE
ENTITLED

21-139

AN ORDINANCE CLOSING AN ALLEY BETWEEN 709 AND 711 W. SIXTH AVENUE, MORE PARTICULARLY DESCRIBED HEREIN WITH CERTAIN RESERVATIONS, AUTHORIZING THE EXECUTION OF QUIT CLAIM DEED; REPEALING PRIOR ORDINANCES IN CONFLICT AND FOR OTHER PURPOSES.

WHEREAS, an alley between 709 and 711 W. Sixth Ave., hereinafter more particularly described, is not presently being used sufficiently to justify its continuance as a public alley and it has been determined that it is in the public interest that the same be closed; and

WHEREAS, a Public Hearing on the proposed closing of an alley between 709 and 711 W. Sixth Ave., was held at the Regular Meeting of the Board of Commissioners of the City of Albany, Georgia, on the 21st day of December, 2021, after due notice of said Public Hearing was advertised once a week for four weeks in the Albany Herald and comments were received,

NOW THEREFORE BE IT ORDAINED by the Board of Commissioners of the City of Albany, Georgia and it is hereby ordained by authority of same:

SECTION 1. There is hereby closed an alley between 709 and 711 W. Sixth Ave., more particularly described as follows:

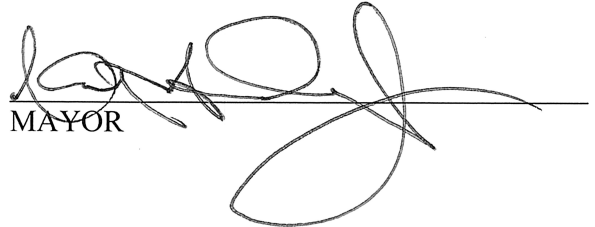
All that tract or parcel of land lying and being in the City of Albany, Dougherty County, Georgia, and being that certain twenty (20) foot alleyway being 179.9 feet in length and being bounded on the west by Lot 5 on the east by Lot 4 on the south by Sixth Avenue and on the north by a twenty (20) foot alleyway all in Block 11 of Rawson Circle Subdivision as depicted in Plat Book 1 Pages 180 and 181, in the office of the Clerk of Superior Court of Dougherty County, Georgia.

SECTION 2. An easement is reserved to the City of Albany on behalf of itself and the owners and operators of other public utilities for the purpose of constructing, using, operating and maintaining electric, gas, water, sewage, drainage, telephone lines, and facilities, and other utility facilities that may be thereon or placed thereon by the City of Albany, Georgia or under its authority, or with its permission, together with right of ingress and egress as may be necessary for the construction, maintenance and operation of the same.

SECTION 3. Upon application of the adjacent property owner and satisfactory proof of ownership, the Interim City Manager, or his designee, and the City Clerk are authorized to execute

Quit Claim Deed in the name of and on behalf of the City of Albany, Georgia, and to affix the seal of the City thereto conveying to said adjoining property owner their pro-rata share of an alley between 709 and 711 W. Sixth Ave now closed.

SECTION 4. All Ordinances, or parts of Ordinances, in conflict herewith are repealed.


MAYOR

ATTEST:



CITY CLERK

Adopted: December 21, 2021

Introduced By: BJ Fletcher

