



**NOTICE OF ADOPTED ORDINANCE
CITY OF YPSILANTI**

Ordinance No. 1230

An ordinance to vacate a certain 14 foot wide, 130 foot long alley from Ninde Street heading east to N. River Street to the extent of the southerly parcel boundaries of 11-11-09-131-005 (46-50 E. Cross) and 11-11-09-131-043 (52-56 E. Cross) and the northerly parcel boundaries of 11-11-09-131-021 and 11-11-09-131-022 in the City of Ypsilanti, Michigan

1. THE CITY OF YPSILANTI ORDAINS That:

a. Pursuant to the Ypsilanti City Code Section 94-271, et al, any alley that may be owned by the city of Ypsilanti in the property described below be and the same hereby is vacated:

A strip of land commencing at the southwestern corner of parcel 11-11-09-131-005 (legally described as: W 50 FT OF LOTS 313 & 314 EXC N 16.50 FT FOR STREET SHOWERMAN & COMPTON'S ALLOTMENT OF PART OF FRAC'L SECTION 9, T 3 SOUTH OF RANGE 7 EAST), thence easterly 130 feet running along southern boundary of said lot to the southeastern corner of parcel 11-11-09-131-043 (legally described as: E 82 FT OF LOTS 313 & 314 EXC N 16.50FT FOR STREET, SHOWERMAN & COMPTON'S ALLOTMENT OF PART OF FRAC'L SEC 9, T3S-R7E. COMBINES ON 2/07/2013 FROM 11-11-09-131-004 & 11-11-09-131-042), thence southerly 14 feet to the northeastern corner of parcel 11-11-09-131-022 (legally described as: THE EAST 1/2 OF LOTS 315 & 316, EXC N 14 FT THEREOF, SHOWERMAN & COMPTON'S ADD'N), thence westerly 130 feet running along the northern boundary of said lot to the northwestern corner of parcel 11-11-09-131-021 (legally described as: THE WEST 1/2 OF LOTS 315 & 316, EXC N 14 FT THEREOF, SHOWERMAN & COMPTON'S ADD'N), thence northerly to the point of beginning.

b. The city reserves all rights and an easement for installation and maintenance of utilities within the entire former right-of-way.

c. The Ypsilanti City Clerk shall record a certified copy of such resolution of vacation and this ordinance with the Washtenaw County Register of Deeds and send a copy to the State Treasurer.

d. No further City action or expense to transfer title to the alley and amend the plat is authorized. The affected property owners may institute such legal action as may be necessary to properly obtain title and amend the plat.

2. Severability. If any clause, sentence, section, paragraph, or part of this ordinance, or the application thereof to any person, firm, corporation, legal entity, or circumstances, shall be for any reason adjudged by a court of competent jurisdiction to be unconstitutional or invalid, such judgment shall not effect, impair, or invalidate the remainder of this Ordinance and the application of such provision to other persons, firms, corporations, legal entities, or circumstances by such judgment shall be confined in its operation to the clause, sentence, section, paragraph, or part of this Ordinance thereof directly involved in the case or controversy in which such judgment shall have been rendered and to the person, firm, corporation, legal entity, or circumstances then and there involved. It is hereby declared to be the legislative intent of this body that the Ordinance would have been adopted had such invalid or unconstitutional provisions not have been included in this Ordinance.

3. Repeal. All other Ordinances inconsistent with the provisions of this Ordinance are, to the extent of such inconsistencies, hereby repealed.

4. Savings Clause. The balance of the Code of Ordinances, City of Ypsilanti, Michigan, except as herein or previously amended, shall remain in full force and effect. The repeal provided herein shall not abrogate or affect any offense or act committed or done, or any penalty or forfeiture incurred, or any pending fee, assessments, litigation, or prosecution of any right established, occurring prior to the effective date hereof.

5. Copies to be available. Copies of the Ordinance are available at the office of the city clerk for inspection by, and distribution to, the public during normal office hours. A complete copy of the ordinance is also available for inspection on the City's website, www.cityofypsilanti.com.

6. Publication and Effective Date. The City Clerk shall cause this Ordinance, or a summary of this Ordinance, to be published by printing the same in the publication of record. This Ordinance shall become effective after publication at the expiration of 30 days after adoption.

MADE, PASSED AND ADOPTED BY THE YPSILANTI CITY COUNCIL THIS 2ND
DAY OF SEPTEMBER, 2014.

Frances McMullan, City Clerk

Attest

I do hereby confirm that the above Ordinance No. 1230 was published in The Washtenaw Now (formerly Ypsilanti Courier) on the 18TH day of SEPTEMBER, 2014.

Frances McMullan, City Clerk

CERTIFICATE OF ADOPTING

I hereby certify that the foregoing is a true copy of the Ordinance passed at the regular meeting of the City Council held on the 2ND day of SEPTEMBER, 2014.

Frances McMullan, City Clerk

Notice Published: July 31 and August 7, 2014

First Reading: July 8, 2014

Second Reading: September 2, 2014

Published: September 18, 2014

Effective Date: October 2, 2014