

(First published in *The Anthony Republican*, July 29th, 2026)

ORDINANCE NO. S-327

AN ORDINANCE VACATING STREET RIGHT-OF-WAY WITHIN THE CITY OF ANTHONY, KANSAS.

WHEREAS, a petition for vacation filed by Caleb Coady, John D Cox, and Michael D Hartman, as provided for under K.S.A. 14-423 and 423a, praying for the vacation of a portion of North Bluff Avenue, to wit:

Legal description: That part of North Bluff Avenue, as dedicated by the Mueller Addition to Anthony, Harper County, Kansas, lying north of a line described as beginning at the southeast corner of Block 5 in said Mueller Addition, and extending east to the southwest corner of Block 6 of said Mueller Addition.

General location: North of West Garfield Street and west of North Jennings Avenue.

WHEREAS, the City Commission, after being duly informed as to understand the true nature of this petition and the propriety of granting the same, makes the following findings:

1. No private rights will be injured or endangered by the vacation, and the public will suffer no loss or inconvenience thereby.
2. In justice to the petitioner(s), the prayer of the petition ought to be granted.
3. No written objection to said vacation has been filed with the City Clerk by any owner or adjoining owner who would be a proper party to the petition.
4. The vacation of a portion of North Bluff Avenue should be approved subject to the following conditions:
 - a) The vacated portion of North Bluff Avenue shall be retained as a public utility easement for the protection of all public infrastructure.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF ANTHONY, KANSAS:

SECTION 1. That a portion of North Bluff Avenue described herein shall be vacated and revert to the adjacent property owners in proportion to their frontage or proportion as to how it was acquired.

SECTION 2. That the City Clerk shall make proper publication of this Ordinance, which will be published once in the official City newspaper, and the City Clerk shall file a certified copy with the County Clerk to enter on the transfer records and then record the ordinance with the County Register of Deeds.

SECTION 3. The vacation shall become effective 30 days after publication unless one or more interested parties file a written protest with the City Clerk before the expiration time. If such a protest is made, the Governing Body shall set a hearing date 10 days after the end of the 30-day waiting period and the protester(s) notified.

APPROVED AND ADOPTED by the Governing Body on this 21st day of July, 2026.

ATTEST:

Gregory L. Cleveland, Mayor

Melinda Ewertz, City Clerk