

**RESOLUTION NO. \_\_\_\_ - 2024**

A RESOLUTION APPROVING VACATION OF A STREET WITHIN THE  
EXTRATERRITORIAL ZONE OF THE CITY OF DICKINSON, NORTH  
DAKOTA

WHEREAS, an application for vacation of a certain street has been filed by the adjoining property owner thereof; and

WHEREAS, such application for vacation of a street has been signed by all affected public utility companies reasonably expected to have use of such street, indicating their consent to the vacation of such street and the utility easements contained therein; and

WHEREAS, such application for vacation of a street has been signed by the City of Dickinson Engineering Department, the City Engineer having consented to the vacation of such street; and

WHEREAS, the City Engineer, finding the application to be in property order, and pursuant to Dickinson City Code §34.120, has heretofore caused a Notice of Hearing on such application to be duly published in the official newspaper of the City, such publication occurring on \_\_\_\_\_; and

WHEREAS, the matter was heard before the Board of City Commissioners at its regular meeting on \_\_\_\_\_, a day not less than seven days following the publication of the Notice of Hearing, at 5:00 p.m., or as soon thereafter as the parties could be heard, in accordance with the Notice of Hearing previously published; and

WHEREAS, the Board of City Commissioners duly having heard and considered the matter, and the Commissioners being fully satisfied and having determined that the vacation of the street herein described is in the best interests of the City of Dickinson, and no objection to such vacation having been filed or presented;

NOW, THEREFORE, BE IT RESOLVED that the Board of City Commissioners of the City of Dickinson, North Dakota, as follows:

1. That certain street within the City of Dickinson is hereby vacated in accordance with state law and the ordinances of the City of Dickinson, such street being more particularly described as follows:

A PORTION OF 1ST STREET SOUTHWEST LOCATED  
ADJACENT TO LOT 7 AND LOT 8, BLOCK 2 AND LOT 1,  
BLOCK 4 OF A REPLAT OF DICKINSON INDUSTRIES  
SUBDIVISION RECORDED IN DOCUMENT NUMBER 193650  
OF THE STARK COUNTY RECORDER'S OFFICE, BEING  
MORE PARTICULARLY DESCRIBED AS FOLLOWS:

THE REMAINING WEST 213 FEET OF A 66 FOOT WIDE  
RIGHT-OF-WAY KNOWN AS 1ST STREET SOUTHWEST  
BETWEEN GTA DRIVE AND 48TH AVENUE SOUTHWEST.

SAID PORTION OF LAND CONTAINS 0.32 ACRES

2. Pursuant to Dickinson City Code 34.120(4), this resolution is passed by no less than a two-thirds majority.
3. A certified copy of this resolution shall be filed for record and duly recorded on the Office of the Stark County Recorder, Stark County, North Dakota.

Dated this \_\_\_\_ day of \_\_\_\_\_, 2024.

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Scott Decker, President  
Board of City Commissioners

ATTEST:

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Dustin Dassinger  
Dickinson City Administrator