

RESOLUTION 9-12-22C  
RESOLUTION TO VACATE PUBLIC PROPERTY

WHEREAS, the City Council, City of Milbank, Grant County, South Dakota, has authorized the City Administrator to give notice by publication pursuant to SDCL 9-45-08, of intent to vacate a portion of a public alleyway in the City of Milbank and appointed the Milbank Planning and Zoning Commission to conduct a public hearing and investigation. Notice of said public hearing was given in the Grant County Review on August 31, 2022 and September 7, 2022.

WHEREAS, the Planning and Zoning Commission did investigate and hold a public hearing on September 12, 2022, hearing the testimony and evidence of the attending public. A motion was made and approved during the Planning and Zoning meeting held on September 12, 2022 to recommend the vacation of the public street known as:

1. Original Townsite, Lot 13, Block 13

THEREFORE, BE IT RESOLVED that the City Council of the City of Milbank does hereby grant the vacation of a portion of a public alleyway described as alleyway between First Street and Second Street north of Fourth Avenue and south of Third Avenue.

This Resolution is adopted this 12<sup>th</sup> day of September 2022.

Aye: \_\_\_\_\_ Nay: \_\_\_\_\_ Absent: \_\_\_\_\_

(City Seal)

\_\_\_\_\_  
Pat Raffety, Mayor

ATTEST:

\_\_\_\_\_  
Cynthia Schumacher, Finance Officer

Publish:

Prepared by:

City of Milbank  
1001 E 4<sup>th</sup> Ave  
Milbank, SD 57252  
605.432.9575

CERTIFICATE OF PASSAGE  
OF RESOLUTION OF THE CITY OF MILBANK

I, THE UNDERSIGNED, Finance Officer of the City of Milbank, State of South Dakota, do hereby certify that the attached resolution was duly passed and adopted by the City Council of the City of Milbank, State of South Dakota, at a meeting of the City Council held on the 12<sup>th</sup> day of September 2022, in the City of Milbank, at which Mayor Raffety and the following Council members were present: \_\_\_\_\_. Absent: \_\_\_\_\_. The attached resolution was adopted on a \_\_\_\_\_ vote and that copy thereof was published in the Grant County Review, City of Milbank, State of South Dakota, on \_\_\_\_\_, and that the resolution is now in full force and effect.

IN WITNESS THEREOF, I have affixed my name as Finance Officer of the City of Milbank this 12th day of September 2022.

\_\_\_\_\_  
Cynthia Schumacher, Finance Officer

(City Seal)

STATE OF SOUTH DAKOTA     )  
  : ss  
COUNTY OF GRANT             )

On the 12th day of September 2022 in the County of Grant, State of South Dakota, before me, a notary public duly commissioned and qualified, in and for the state and county aforesaid, personally came Cynthia Schumacher, personally known to me and known to me to be the person described in and who executed the foregoing Certificate, and acknowledged to me that she executed the same, and being by me duly sworn, did depose and say that she is the Finance Officer of the City of Milbank and that the foregoing certificate is true or her own Knowledge.