

**ORDINANCE NO. 4619-16**

AN ORDINANCE TO ABANDON A PORTION OF DEAN STREET UPON THE TERMS AND CONDITIONS CONTAINED HEREIN AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.

**BE IT ORDAINED BY THE CITY OF JOHNSON CITY as follows:**

**SECTION I.** That a portion of Dean Street right of way as shown on “Exhibit A” be and the same is hereby abandoned as a public thoroughfare subject to the execution of an INDENTURE FOR THE PRESERVATION OF UTILITY EASEMENTS AND REPAIR AND REPLACEMENT OF PUBLIC UTILITIES IN CONTEMPLATION OF JOHNSON CITY’S ABANDONMENT OF RIGHT-OF-WAY IN WHICH UTILITIES ARE LOCATED which is attached hereto and made a part of hereof as if set forth verbatim as “Exhibit I.”

**SECTION II.** BE IT FURTHER ORDAINED that all easements shall be conveyed as set forth in “Exhibit I” and the Mayor is authorized to execute a quitclaim deed to the adjoining property owner(s) of the abandoned area shown on “Exhibit A” which shall be in form and content acceptable to the City Manager and Staff Attorney.

**SECTION III.** BE IT FURTHER ORDAINED that all laws and ordinances in conflict herewith be and the same are hereby repealed.

**SECTION IV.** BE IT FURTHER ORDAINED that this ordinance shall take effect from and after its passage on third and final reading as required by law, the public welfare requiring it.

PASSED IN OPEN, PUBLIC MEETING  
ON THE FIRST READING 10/06/2016  
PASSED IN OPEN, PUBLIC MEETING  
ON THE SECOND READING 10/20/2016  
PASSED IN OPEN, PUBLIC MEETING  
ON THE THIRD READING 11/03/2016  
APPROVED AND SIGNED IN OPEN  
MEETING ON THE 3<sup>rd</sup> DAY OF  
November, 2016  
FOLLOWING PASSAGE ON THIRD  
READING

/s/ W. Clayton Stout  
MAYOR

**ATTEST:**

/s/ Janet Jennings  
CITY RECORDER

**APPROVED AS TO FORM:**

/s/ James H. Epps, IV  
STAFF ATTORNEY

“Exhibit A”

