

ORDINANCE NO. 59

AN ORDINANCE OF THE TOWN OF SEWALL'S POINT, FLORIDA, PROVIDING FOR THE CLOSING, VACATING OR ALTERING STREETS AND OTHER PUBLIC WAYS IN THE TOWN OF SEWALL'S POINT AND PROVIDING FOR THE MANNER AND METHOD OF DOING SO.

NOW, THEREFORE, BE IT ENACTED BY THE PEOPLE OF THE TOWN OF SEWALL'S POINT, FLORIDA:

Section 1. Closing, Vacating, Or Altering Streets and Other Public Ways.

Whenever the Town Commission shall decide to close, abolish, vacate, or alter any street, avenue, alley, or other public way or thoroughfare, or any part thereof, under the jurisdiction of said Town, the Town Commission shall first pass and adopt a resolution declaring its intention to do so. It shall serve or cause to be served a copy of said resolution upon the owner, or upon the agent of the owner of the property which abuts the street, avenue, alley, or other public way or thoroughfare affected by the proposed action, or, if the said owner is a non-resident of the Town and cannot be found within the Town and has no agent within the Town, a copy of such resolution shall be published once each week for two weeks in a newspaper published in the Town, and by posting at the front door of the Town Hall, or, if no newspaper is published within the Town, such posting at the Town Hall shall be deemed sufficient and a copy of said resolution shall be mailed to each said property owner, whose property abuts the street, avenue, alley or other public thoroughfare affected by the proposed action in the Town at his last known address thirty (30) days prior to the date on which objections can be heard before the Town Commission. This resolution shall state the time and place at which objections can be heard before the Town Commission concerning the proposed action. The Town Commission may thereafter by ordinance

declare the closing, abolishing, vacating, or altering of the said street, avenue, alley or other public way or thoroughfare, of which notice was previously given as herein before provided for. Any such ordinance of the Town Commission closing, abolishing, vacating, or altering any street, avenue, alley, or other public way or thoroughfare which has been dedicated to public use shall, to the extent to which it was closed, abolished, vacated, or altered, operate as a revocation of the acceptance thereof by the Town Commission, but the easement and right-of way over and across the same by any lot owner affected shall not be impaired thereby.

Section 2. This Ordinance shall take effect immediately upon its passage as required by law.

PASSED first reading of Town Commission held on the 10 day of September, 1969.

PASSED second reading and became a law at the regular meeting of the Town Commission held on the 8 day of October, 1969.

Robert B. Smith  
As Mayor-Commissioner

ATTEST:

Benny G. Smith  
As Town Clerk

\_\_\_\_\_  
As Commissioner

Frank P. [unclear]  
As Commissioner

Approved as to form and correctness  
this 10 day of September, 1969.

Anthony K. McHolman  
As Commissioner

A. J. [unclear]  
As Town Attorney

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As Commissioner

STATE OF FLORIDA )

COUNTY OF MARTIN )

I, MARY SMITH, as Clerk of the Town of Sewall's Point, Jensen Beach, Florida, do hereby state that I did post a copy of Ordinance No.

59, on the Town Bulletin Board, on the 10 day of

September, 1969, the Ordinance being an Ordinance providing for the closing, vacating or altering streets and other public ways in the Town of Sewall's Point.

Mary S. Smith

As Clerk of the Town of Sewall's Point, Florida.

Sworn to and subscribed before me

this 13<sup>th</sup> day of Sept., 1969.

James W. Phoney  
Notary Public

NOTARY PUBLIC, STATE OF FLORIDA at LARGE  
MY COMMISSION EXPIRES APR. 6, 1973  
BONDED THROUGH FRED W. DISTELHORST