

ORDINANCE NO. 1220

AN ORDINANCE AMENDING ORDINANCE NOS. 1102 AND 1121 AND PROVIDING THAT GENERAL PROPERTY TAXES SHALL NO LONGER BE DIVIDED **ON CERTAIN PROPERTY** LOCATED WITHIN THE HIGHWAY #34/WEST BUSINESS URBAN RENEWAL PLAN AREA, IN THE CITY OF FAIRFIELD, COUNTY OF JEFFERSON, STATE OF IOWA (**REMOVING "WAL-MART PROPERTY" FROM DIVISION OF TAXES**)

WHEREAS, the City Council of the City of Fairfield, State of Iowa, has heretofore, in Ordinance Nos. 1102 and 1121 provided for the division of taxes within the Highway #34 West/Business Urban Renewal Plan Area ("Urban Renewal Area"), pursuant to Iowa Code Section 403.19; and

WHEREAS, the City Council of the City of Fairfield has determined that, in order to fulfill the purposes and objectives for the Urban Renewal Area, certain property located within the Urban Renewal Area, as legally described herein, should cease being subject to the division of taxes under Iowa Code Section 403.19 under Ordinance No. 1102 and 1121.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FAIRFIELD, STATE OF IOWA, THAT:

Section 1: That the following portion of the Urban Renewal Area (the "**Wal-Mart Property**") shall be removed from the application of Ordinance Nos. 1102 and 1121, and shall no longer be subject to the division of taxes under Iowa Code Section 403.19 described in said ordinances:

WAL-MART PROPERTY

A tract of land being part of Stever Heights Addition to the City of Fairfield filed September 11, 1968, in Drawer 3, Document Number 76, all being part of the Northwest Quarter of the Southeast Quarter of Section 27, Township 72 North, Range 10 West of the 5th P.M., City of Fairfield, Jefferson County, Iowa to wit:

Commencing at the Southeast Corner of the Northwest Quarter of the Southeast Quarter of said Section 27; thence North 00 degrees 35 minutes 38 seconds West along the east line of said Northwest Quarter a distance of 33.00 feet to the north right-of-way line of West Burlington Avenue, and the Point of Beginning; thence North 89 degrees 30 minutes 55 seconds West along said north right-of-way line a distance of 749.27 feet to the east right-of-way line of 28th Street; thence North 00 degrees 35 minutes 37 seconds East along said east right-of-way line a distance of 636.82 feet to the south right-of-way line of Briggs Avenue; thence South 89 degrees 33 minutes 06 seconds East along said south right-of-way line a distance of 749.28 feet to the east line of the Northwest Quarter of said Section 27; thence

South 00 degrees 35 minutes 38 seconds West along said east line a distance of 637.29 feet to the Point of Beginning, containing 10.96 acres, more or less.

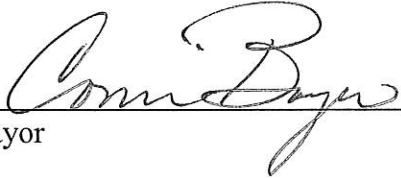
Section 2. That nothing herein shall be interpreted as altering the boundaries or removing any property from the Urban Renewal Area (for purposes of clarity, while the **Wal-Mart Property** is no longer subject to the division of revenue provided for in Iowa Code Section 403.19, the **Wal-Mart Property** will remain a part of the Urban Renewal Area absent further action of this Council).

Section 3. That if any section, provision or part of this Ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the Ordinance or any section, provision or part thereof not adjudged invalid or unconstitutional.

Section 4. That all ordinances or parts of ordinances in conflict herewith be and the same are hereby repealed to the extent of such conflict.

Section 5. This Ordinance shall be in effect after its final passage, approval and publication as provided by law.

PASSED AND APPROVED this 14th day of November, 2022.



Mayor

ATTEST:


City Clerk

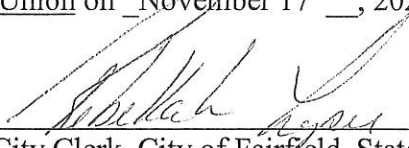
Read First Time: N/A, 2022

Read Second Time: N/A, 2022

Read Third Time: November 14, 2022

PASSED AND APPROVED: November 14, 2022.

I, Rebekah Loper, City Clerk of the City of Fairfield, State of Iowa, hereby certify that the above and foregoing is a true copy of Ordinance No. 1220 passed and approved by the City Council of the City at a meeting held November 14, 2022, signed by the Mayor on November 14th, 2022, and published in the Southeast Iowa Union on November 17th, 2022.



City Clerk, City of Fairfield, State of Iowa

(SEAL)

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