

RESOLUTION NO. 88918-1103

A RESOLUTION APPROVING THE LEASE OF CITY
RIGHT-OF-WAY FOR THE PURPOSE OF PARKING
VEHICLES.

WHEREAS, the City Council of Muscatine, Iowa, enacted Ordinance No. 80481 stipulating conditions under which public rights-of-way would be leased for parking purposes; and

WHEREAS, Lonnie and Mary Mason of 107 Roscoe Avenue, have requested a lease of City right-of-way for the purpose of parking a vehicle; and

WHEREAS, Lonnie and Mary Mason of 107 Roscoe Avenue agree to pay the City of Muscatine sixty-three (\$63.00) dollars to enter into said lease agreement, which shall be due, and payable hereinafter on the anniversary date of the lease.

NOW, THEREFORE, BE IT RESOLVED by the City Council for the City of Muscatine, Iowa, that the Mayor and City Clerk are authorized to enter into a lease of said right-of-way for the purpose of parking vehicle(s).

PASSED, APPROVED, AND ADOPTED this 20th day of November 2003.

CITY COUNCIL OF THE CITY OF
MUSCATINE, IOWA

BY Richard W. O'Brien
Richard O'Brien, Mayor



A. J. Johnson
A. J. Johnson, City Clerk

LEASE AND AGREEMENT

This lease and agreement made in duplicate this 20th day of November, 2003, by and between the City of Muscatine, Iowa, a municipal corporation, party of the first part, hereinafter referred to as the City, and Lonnie and Mary Mason, party of the second part, hereinafter referred to as the lessee.

Witness That: For and in consideration of the mutual promises hereinafter set out, the City agrees to lease to the lessee the following described property situated in the City of Muscatine, Iowa, to wit:

The Roscoe Street Right-of-Way located between the curb and public sidewalk adjacent to the residence at 107 Roscoe Street.

Lessee agrees to pay the City the sum of sixty-three (\$63.00) dollars per year, payable on the anniversary date of this lease, during this and succeeding years. Lessee further agrees that in consideration of the City's promise to lease, they, their successors, and assigns, will maintain said property in good condition and at no cost to the City.

It is mutually agreed by the parties hereto that in case either party should care to terminate this contract that party may do so by giving written notice of that intention thirty (30) days prior to the date set for termination.

It is mutually agreed by the parties hereto that this lease shall be for a period of one (1) year, provided, however, that if the option to terminate has not been exercised, then this lease shall be automatically extended from year to year.

Passed and approved by the City Council of Muscatine, Iowa, this the 20th day of November 2003.

CITY COUNCIL OF THE CITY OF
MUSCATINE, IOWA

BY Richard W. O'Brien
Richard O'Brien, Mayor



A. J. Johnson
A. J. Johnson, City Clerk

To Whom it may Concern:

We currently live at 107 Roscoe Avenue here in Muscatine. We are the owners of this residence.

At this time we are a family of four with one vehicle. However, due to a job change, we have a need of a second vehicle. The design of our house and lot places our one stall garage directly under our house with no room for expansion. We have no alley access, and there is no on street parking available on either side of the street. Although we are close to a corner, there is no available parking in view of our residence.

Therefore, we are requesting the use of the boulevard (City Right of Way) directly in front of our residence. The space is partially concreted now, and if approved, will be completely redone in concrete.

Attached you will find a letter stating that the adjacent property owners have given their consent.

Thank you for your consideration.

Sincerely,


Mary Mason

Lonnie and Mary Mason