

ORDINANCE NO. 14,613

AN ORDINANCE vacating a segment of the North/South alley extending south from East University Avenue between East 23rd Court and East 24th Street.

WHEREAS, all prior requirements of law pertaining to the vacation of public right-of-way have been fully observed; and

WHEREAS, it is desirable that the public right-of-way herein described be vacated;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Des Moines, Iowa:

Section 1. That a segment of the North/South alley extending south from East University Avenue between East 23rd Court and East 24th Street, more specifically described as follows, be and is hereby vacated.

All of the North/South alley right-of-way lying East of and adjoining Lots 55 through 59, and lying East of and adjoining the South 11.23 feet of Lot 60, and lying South of the present South right-of-way line of East University Avenue, all in Block 6, York's Choice, an Official Plat, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

Sec. 2. The City of Des Moines hereby reserves an easement upon the property described above for the continued use and maintenance of any utilities now in place, with the right of entry for servicing same.

Sec. 3. That the City Clerk is hereby authorized and directed to cause certified copies of this ordinance and proof of publication thereof together with proof of publication of the notice of the public hearing on this matter to be properly filed in the office of the Recorder of Polk County, Iowa.

Sec. 4. This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

FORM APPROVED:

Ann DiDonato, Assistant City Attorney

T.M. Franklin Cownie, Mayor

Attest:

I, Diane Rauh, City Clerk of the City of Des Moines, Iowa, hereby certify that the above and foregoing is a true copy of an ordinance (Roll Call No. 06-2408), passed by the City Council of said City at a meeting held December 4, 2006 and signed by the Mayor on December 4, 2006 and published as provided by law in the Business Record on December 18, 2006 Authorized by Publication Order No. 5422.

Diane Rauh, City Clerk