

ORDINANCE NO. 15,331

AN ORDINANCE vacating the south 10 feet of Oak Park Avenue from 8th Street to a point 400 feet to the west.

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:

Sec. 1. That the south 10 feet of Oak Park Avenue from 8th Street to a point 400 feet to the west, more specifically described as follows, be and is hereby vacated:

A PART OF THE OAK PARK AVENUE RIGHT OF WAY IN OAK PARK, AN OFFICIAL PLAT, ALL NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF LOT 1 OF BLOCK 18 IN SAID OAK PARK; THENCE NORTH AND PERPENDICULAR TO NORTH LINE OF SAID BLOCK, 5 FEET TO THE POINT OF BEGINNING; THENCE WEST AND PARALLEL TO SAID NORTH LINE, 400 FEET; THENCE NORTH AND PERPENDICULAR TO SAID NORTH LINE, 10 FEET; THENCE EAST AND PARALLEL TO SAID NORTH LINE, 400 FEET; THENCE SOUTH AND PERPENDICULAR TO SAID NORTH LINE, 10 FEET TO THE POINT OF BEGINNING, AND CONTAINING APPROXIMATELY 4000 SQUARE FEET.

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:

Cori Kuhn Coleman, 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. 14- 1897), passed by the City Council of said City at a meeting held December 8, 2014 signed by the Mayor on December 8, 2014 and published and provided by law in the Business Record on December 26, 2014. Authorized by Publication Order No. 8289.

Diane Rauh, City Clerk