

ORDINANCE NO. 15,378

AN ORDINANCE vacating a segment of West Martin Luther King, Jr. Parkway (formerly Elm Street) adjoining 300 West Martin Luther King, Jr. Parkway.

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 a segment of West Martin Luther King, Jr. Parkway (formerly Elm Street) adjoining 300 West Martin Luther King, Jr. Parkway, more specifically described as follows, be and is hereby vacated:

THE SOUTH 10 FEET OF WEST MARTIN LUTHER KING JR PARKWAY RIGHT OF WAY LYING NORTH OF AND ADJOINING LOT 1, GREEN COLONIAL PLACE PLAT TWO, AN OFFICIAL PLAT, SAID RIGHT OF WAY ALSO KNOWN AS ELM STREET RIGHT OF WAY, ALL NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA, AND CONTAINING APROXIMATELY 3637 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:

Lisa A. Wieland, 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. 15-1069), passed by the City Council of said City at a meeting held June 22, 2015 signed by the Mayor on June 22, 2015 and published and provided by

law in the Business Record on July 10, 2015. Authorized by Publication Order No. 9197.

Diane Rauh, City Clerk