

ORDINANCE NO. 15,417

AN ORDINANCE vacating Southeast 20th Street between Scott Avenue and the Southeast Connector.

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 Southeast 20th Street between Scott Avenue and the Southeast Connector, more specifically described as follows, be and is hereby vacated:

A PORTION OF SE 20TH STREET, CHARTER OAK ADDITION, AN OFFICIAL PLAT INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A POINT AT THE INTERSECTION OF THE NORTH RIGHT-OF-WAY (R.O.W.) LINE OF SCOTT AVENUE AND THE WEST R.O.W. LINE OF VACATED SE 20TH STREET (ORDINANCE 15019); THENCE ALONG SAID WEST R.O.W. LINE OF SAID VACATED SE 20TH STREET, N.00°04'56"E., A DISTANCE OF 431.48 FEET, AND THE POINT OF BEGINNING; THENCE N.00°04'56"E., A DISTANCE OF 69.23 FEET ALONG THE WEST R.O.W. LINE OF SE 20TH STREET AS PRESENTLY ESTABLISHED; THENCE N.89°59'59"E., A DISTANCE OF 64.97 FEET TO THE EAST R.O.W. LINE OF SE 20TH STREET AS PRESENTLY ESTABLISHED; THENCE S.00°04'45"W., A DISTANCE OF 73.61 FEET ALONG SAID EAST R.O.W. LINE; THENCE N.86°08'35"W., A DISTANCE OF 65.11 FEET TO THE POINT OF BEGINNING. CONTAINING 4640 SQ.FT. OR 0.107 ACRES OF LAND MORE OR LESS.

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. 15-1814), passed by the City Council of said City at a meeting held October 26, 2015 signed by the Mayor on October 26, 2015 and published and provided by law in the Business Record on November 13, 2015. Authorized by Publication Order No. 9336.

Diane Rauh, City Clerk