

ORDINANCE NO. 15,467

AN ORDINANCE vacating an irregular portion of right-of-way located in approximately the west 13.5 feet of 14th Street between Grand Avenue and Ingersoll Avenue adjoining 1459 Grand Avenue.

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 an irregular portion of right-of-way located in approximately the west 13.5 feet of 14th Street between Grand Avenue and Ingersoll Avenue adjoining 1459 Grand Avenue, more specifically described as follows, be and is hereby vacated:

AN IRREGULAR SHAPED AREA OVER AND ACROSS 14TH STREET RIGHT OF WAY BETWEEN GRAND AVENUE AND INGERSOLL AVENUE AND OVER AND ACROSS LINDEN STREET RIGHT OF WAY BETWEEN 14TH STREET AND 15TH STREET, ALL MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF LOT 27, FOURTEENTH STREET PLACE, AN OFFICIAL PLAT, DES MOINES, POLK COUNTY, IOWA; THENCE N00°07'39"W ASSUMED BEARING FOR THIS DESCRIPTION, ALONG THE WEST RIGHT OF WAY LINE OF SAID 14TH STREET, A DISTANCE OF 133.96 FEET TO THE SOUTH RIGHT OF WAY LINE OF SAID LINDEN STREET; THENCE N89°39'03"W ALONG SAID SOUTH RIGHT OF WAY LINE, A DISTANCE OF 4.00 FEET; THENCE N00°07'39"W, A DISTANCE OF 66.00 FEET TO THE NORTH RIGHT OF WAY LINE OF SAID LINDEN STREET; THENCE S89°39'03"E ALONG SAID NORTH RIGHT OF WAY LINE, A DISTANCE OF 4.00 FEET TO THE WEST RIGHT OF WAY LINE OF SAID 14TH STREET; THENCE N00°07'39"W ALONG SAID WEST RIGHT OF WAY LINE, A DISTANCE OF 158.00 FEET; THENCE S89°39'01"E, A DISTANCE OF 13.50 FEET; THENCE S00°07'39"E, A DISTANCE OF 357.85 FEET; THENCE S89°52'21"W, A DISTANCE OF 13.50 FEET TO THE POINT OF BEGINNING.

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. 16- 0720), passed by the City Council of said City at a meeting held April 25, 2016 signed by the Mayor on April 25, 2016 and published and provided by law in the Business Record on May 13, 2016. Authorized by Publication Order No. 9548.

Diane Rauh, City Clerk