

ORDINANCE NO. 15,531

AN ORDINANCE vacating a portion of Southeast 19th 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 a portion of Southeast 19th Street between Scott Avenue and the Southeast Connector, more specifically described as follows, be and is hereby vacated:

A PORTION OF SOUTHEAST 19TH STREET ADJOINING LOTS 40, 41, 44 AND 45, CHARTER OAK ADDITION, 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;

REFERRING TO THE SE CORNER LOT 47 CHARTER OAK ADDITION; THENCE NORTH 00°(DEGREES) 05'(MINUTES) 41"(SECONDS) WEST, 120.09 FEET ON THE WESTERLY RIGHT OF WAY LINE OF VACATED SOUTHEAST 19TH STREET (ORDINANCE NUMBER 15,099) TO THE NORTHWEST CORNER OF SAID VACATED STREET AND THE POINT OF BEGINNING; THENCE CONTINUING NORTH 00°05'41" WEST, 30.85 FEET ON SAID RIGHT OF WAY LINE; THENCE NORTH 90°00'00" EAST, 80.00 FEET TO THE EAST RIGHT OF WAY LINE OF SOUTHEAST 19TH STREET; THENCE SOUTH 00°05'41" EAST, 34.85 FEET ON SAID EAST RIGHT OF WAY LINE TO THE NORTHEAST CORNER OF SAID VACATED STREET; THENCE NORTH 87°08'15" WEST, 80.10 FEET ON THE NORTH LINE OF SAID VACATED STREET TO THE POINT OF BEGINNING CONTAINING (2628 SQUARE FEET) 0.06 ACRES, 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. 16-1945), passed by the City Council of said City at a meeting held November 7, 2016 signed by the Mayor on November 7, 2016 and published and provided by law in the Business Record on November 25, 2016. Authorized by Publication Order No. 9810.

Diane Rauh, City Clerk