

ORDINANCE NO. 15,810

AN ORDINANCE vacating 7th Street right-of-way located west of and adjoining 1233 7th Street.

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 7th Street right-of-way located west of and adjoining 1233 7th Street, more specifically described as follows, be and is hereby vacated:

A PART OF 7TH STREET RIGHT OF WAY BEING IN THE SOUTHEAST 1/4 OF SECTION 34, TOWNSHIP 79 NORTH, RANGE 24 WEST OF THE 5TH P.M., AND LYING WEST OF AND ADJOINING LOT 9, GRAND PARK, AN OFFICIAL PLAT, NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA AND DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF SAID LOT 9; THENCE NORTH 44°(DEGREES) 55'(MINUTES) 10"(SECONDS) WEST, 70.78 FEET TO THE NORTHEAST CORNER OF LOT 84, NORTH PARK, AN OFFICIAL PLAT; THENCE SOUTH 89°48'06" EAST, 50.00 FEET TO THE NORTHWEST CORNER OF SAID LOT 9; THENCE SOUTH 0°01'27" WEST ALONG THE WEST LINE OF SAID LOT 9, A DISTANCE OF 49.95 FEET TO THE POINT OF BEGINNING AND CONTAINING 0.03 ACRES (1249 SQ. FT.)

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, Laura Baumgartner, Acting 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. 19-1651), passed by the City Council of said City at a meeting held October 14, 2019 signed by the Mayor on October 14, 2019 and published and provided by law in the Business Record on November 1, 2019. Authorized by Publication Order No.10800.

Laura Baumgartner, Acting City Clerk