

ORDINANCE NO. 15,959

AN ORDINANCE repealing Ordinance No. 14,925 and vacating approximately 357.5 square feet of Des Moines Street right-of-way located north of and adjoining 519 Des Moines 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. Ordinance No. 14,925 is hereby repealed.

Sec. 2. That a portion approximately 357.5 square feet of Des Moines Street right-of-way located north of and adjoining 519 Des Moines Street, more specifically described as follows, be and is hereby vacated:

**-EXCEPT** THE SUBSURFACE AREA BELOW GRADE-, THE SOUTH 6.5 FEET OF DES MOINES STREET RIGHT OF WAY LYING NORTH OF AND ADJOINING THE WEST 55.0 FEET OF THE EAST 65.0 FEET OF BLOCK 17, EAST FORT DES MOINES, AN OFFICIAL PLAT, ALL NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA, AND CONTAINING APPROXIMATELY 357.5 SQUARE FEET.

Sec. 3. 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. 4. 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. 5. This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

FORM APPROVED:

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Lisa A. Wieland  
Assistant City Attorney

Ordinance No. 15959            cont'd

T. M. Franklin Cownie, Mayor

Attest: I, P. Kay Cmelik, 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. 20-2145), passed by the City Council of said City at a meeting held on December 21, 2020 and signed by the Mayor on December 21, 2020 and published and provided by law in the Business Record on January 8, 2021. Authorized by Publication Order No. 11377.

P. Kay Cmelik, City Clerk