

ORDINANCE NO. 15,972

AN ORDINANCE vacating a portion of public street right-of-way on the southeastern corner of the intersection of Southwest 63rd Street and Southwest Leland Avenue, in the 6100 block of Southwest Leland 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 a portion of public street right-of-way on the southeastern corner of the intersection of Southwest 63rd Street and Southwest Leland Avenue, in the 6100 block of Southwest Leland Avenue, more specifically described as follows, be and is hereby vacated:

An irregular shaped portion of Parcel Q as shown on the Plat of Survey Recorded in Book 14665 at Page 556 and a portion of Lot 2 of the Replat of Bloomfield Hills Plat No. 2, an Official Plat, and a portion of the Southeast Quarter of the Southeast Quarter of Section 26, Township 78 North, Range 25 West of the 5th P.M., all in Des Moines, Polk County, Iowa, more particularly described as follows: Beginning at the northeast corner of Parcel G as shown on the Plat of Survey Recorded in Book 7541 at Page 830; thence N89°50'51"W, assumed bearing for this description, along the north line of said Parcel G, a distance of 134.70 feet to the northwest corner of said Parcel G and to the east Right of Way line of Iowa Highway No. 28; thence N06°46'59"E along said east Right of Way line, a distance of 65.45 feet; thence S89°50'10"E, a distance of 127.16 feet to a bend point on the south line of said Parcel Q; thence S00°09'50"W along the south line of said Parcel Q, a distance of 64.99 feet to the point of beginning.

Said tract of land being subject to and together with any and all easements and restrictions of record. Said tract of land contains 8,511 Square Feet.

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, 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. 21-0153), passed by the City Council of said City at a meeting held on January 25, 2021 and signed by the Mayor on January 25, 2021 and published and provided by law in the Business Record on February 12, 2021. Authorized by Publication Order No. 11390.

P. Kay Cmelik, City Clerk