

ORDINANCE NO. 16,217

AN ORDINANCE vacating Allen Park, located along the Des Moines River at 800 Southeast 6th 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 Allen Park, located along the Des Moines River at 800 Southeast 6th Street, more specifically described as follows, be and is hereby vacated:

A PART OF VACATED MAURY STREET RIGHT OF WAY, A PART OF BLOCK 66, A PART OF BLOCK 67, A PART OF BLOCK 68, A PART OF VACATED VALE STREET RIGHT OF WAY, ALL IN TOWN OF DE MOINE, AN OFFICIAL PLAT; ALL NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA, AND DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECTION OF THE WEST RIGHT OF WAY LINE OF SOUTHEAST 6TH STREET AND THE NORTH RIGHT OF WAY LINE OF VACATED MAURY STREET; THENCE SOUTH ALONG THE SAID WEST RIGHT OF WAY LINE OF SOUTHEAST 6TH STREET TO THE INTERSECTION WITH THE NORTHEASTERLY BANK OF THE DES MOINES RIVER; THENCE NORTHWESTERLY ALONG SAID BANK TO THE INTERSECTION WITH THE NORTH RIGHT OF WAY LINE OF VACATED MAURY STREET; THENCE EAST ALONG SAID NORTH RIGHT OF WAY LINE TO THE POINT OF BEGINNING, AND CONTAINING APPROXIMATELY 2.8 ACRES.

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: Mackenzie L. Moreno, Assistant City Attorney

T.M. Franklin Cownie, Mayor

Attest: I, Laura Baumgartner, 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. 23-0119), passed by the City Council of said City at the meeting held on January 23, 2023 and signed by the Mayor on January 23, 2023 and published and provided by law in the Business Record on February 10, 2023. Authorized by Publication Order No. 12187.

Laura Baumgartner, City Clerk