

★ **Roll Call Number**

Agenda Item Number

39

Date January 8, 2007

An Ordinance entitled, "AN ORDINANCE vacating a portion of the dead-end segment of Boyd Street adjoining 1446 Boyd Street",

which was considered and voted upon for the first time under Roll Call No. 06-2410 of December 4, 2006, and considered and voted upon for the second time under Roll Call No. 06-2492 of December 18, 2006, again presented.

Moved by _____ that this ordinance do now pass.

ORDINANCE NO. _____

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
VLASSIS				
TOTAL				

CERTIFICATE

I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

MOTION CARRIED

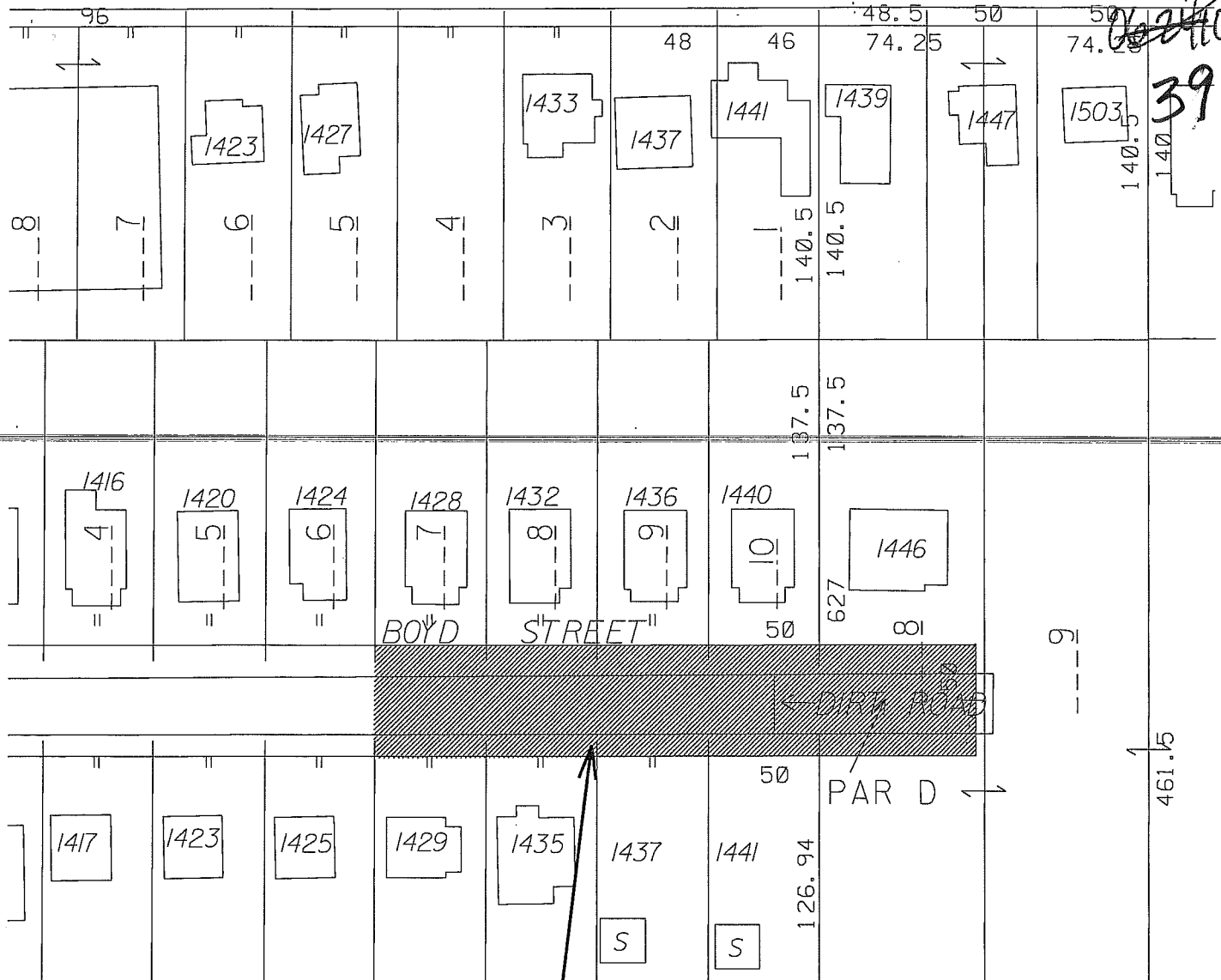
APPROVED

Mayor

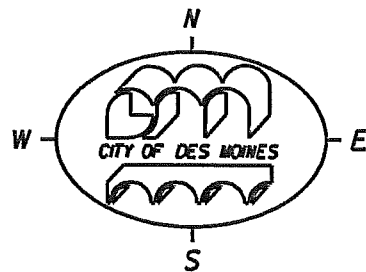
City Clerk

06-2492-49A

E. HULL AVENUE



PROPERTY LOCATION



PROPERTY DISPOSITION
 GRANDVIEW COLLEGE
 ACTIVITY I.D. 34-2007-027

06-2492

49A50

39

Prepared by: Ann DiDonato, Assistant City Attorney, 400 Robert D. Ray Drive, Des Moines, Iowa 50320 (515) 283-4130

ORDINANCE NO. _____

AN ORDINANCE vacating a portion of the dead-end segment of Boyd Street adjoining 1446 Boyd 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:

Section 1. That a portion of the dead-end segment of Boyd Street adjoining 1446 Boyd Street, more specifically described as follows, be and is hereby vacated.

All that part of Boyd Street Right-of-Way in the City of Des Moines, Polk County, Iowa and described as follows:

Beginning at the Northwest corner of Lot 14, Wood & Bells Addition, an Official Plat; thence North 2°(Degrees) 06'(Minutes) 40"(Seconds) West, 50.01 feet to the Southwest corner of Lot 7, of said Wood & Bells Addition; thence North 89°17'18" East along the North right-of-way line of said Boyd Street, 201.29 feet to the Southeast corner of Lot 10, of said Wood & Bells Addition; thence North 89°34'47" East continuing along said North right-of-way line, 70.00 feet; thence South 0°29'34" East along the East right-of-way line of said Boyd Street, 50.00 feet; thence South 89°34'47" West along the South right-of-way line of said Boyd Street, 70.00 feet to the Northeast corner of Lot 11 of said Wood & Bells Addition; thence South 89°17'18" West continuing along said South right-of-way line, 199.88 feet to the Point of Beginning and containing 13,529 S.F.

DESCRIPTION APPROVED
[Signature]
11/15/06 14.5.09

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:



Ann DiDonato
Assistant City Attorney