

★ Roll Call Number

Agenda Item Number

18

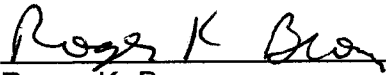
.....  
May 21, 2007

Date .....

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on May 3, 2007, its members voted 14-0 in support of a motion to recommend approval of a request from Joseph Hill, as owner of the adjoining property at 958 22nd Street, for vacation and conveyance of the north/south alley between 22nd Street and 23rd Street from Olive Avenue to the Interstate 235 right-of-way subject to the provision of easements for all existing utilities.

MOVED by \_\_\_\_\_ to receive and file, and refer to the City Manager for implementation in accordance with the City's standard property disposition procedures.

FORM APPROVED:



Roger K. Brown  
Assistant City Attorney

(11-2007-1.09)

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
MEYER				
VLASSIS				
TOTAL				
MOTION CARRIED	APPROVED			

**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.

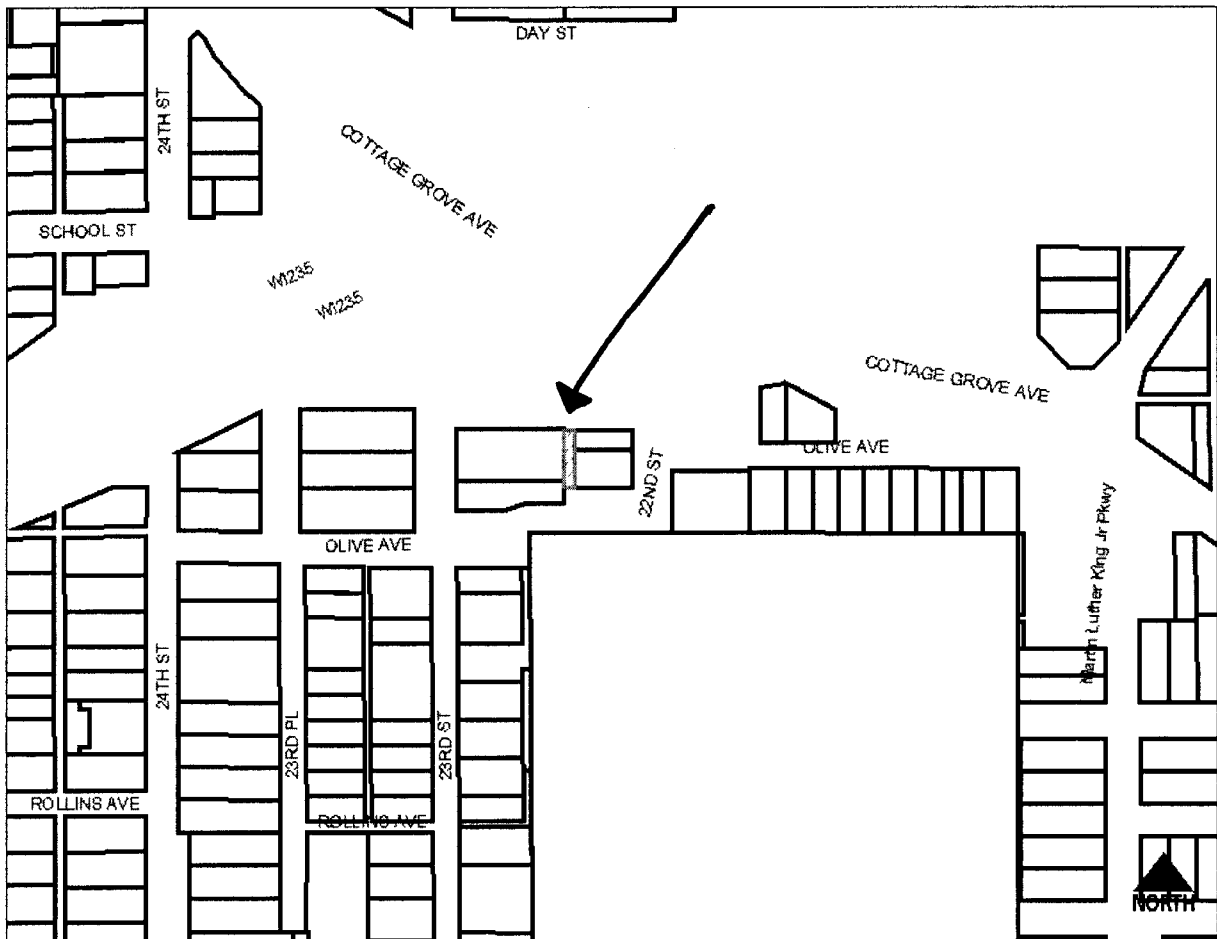
\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Clerk

Request from Joseph Hill (owner), 958 22nd Street, for vacation and conveyance.			<b>File #</b>	
			11-2007-1.09	
<b>Description of Action</b>	Vacate and convey the north/south alley between 22nd Street and 23rd Street from Olive Avenue to the Interstate 235 right-of-way.			
<b>2020 Community Character Plan</b>	Low-Density Residential			
<b>Horizon 2025 Transportation Plan</b>	No Planned Improvements			
<b>Current Zoning District</b>	"R1-60" One-Family Low-Density Residential			
<b>Proposed Zoning District</b>	N/A			
<b>Consent Card Responses</b>	In Favor	Not In Favor	Undetermined	% Opposition
Inside Area				
Outside Area	0	0	0	N/A
<b>Plan and Zoning Commission Action</b>	<b>Approval</b>	14-0	<b>Required 6/7 Vote of the City Council</b>	Yes
	<b>Denial</b>			No

Joseph Hill - 958 22nd Street

11-2007-1.09



May 21, 2007

Date \_\_\_\_\_

Agenda Item 18

Roll Call # \_\_\_\_\_

Honorable Mayor and City Council  
City of Des Moines, Iowa

Members:

Communication from the City Plan and Zoning Commission advising that at their meeting held May 3, 2007, the following action was taken:

**COMMISSION RECOMMENDATION:**

After public hearing, the members voted 14-0 as follows:

<u>Commission Action:</u>	<u>Yes</u>	<u>Nays</u>	<u>Pass</u>	<u>Absent</u>
David Cupp	X			
Shirley Daniels	X			
Dann Flaherty	X			
Bruce Heilman	X			
Jeffrey Johannsen				X
Greg Jones	X			
Frances Koontz	X			
Kaye Lozier	X			
Jim Martin	X			
Brian Millard	X			
Brook Rosenberg	X			
Mike Simonson	X			
Kent Sovern	X			
Tim Urban	X			
Marc Wallace	X			



CITY PLAN AND ZONING COMMISSION  
ARMORY BUILDING  
602 ROBERT D. RAY DRIVE  
DES MOINES, IOWA 50309 --1881  
(515) 283-4182

ALL-AMERICA CITY  
1949, 1976, 1981  
2003

**APPROVAL** of a request from Joseph Hill, as owner of the adjoining property at 958 22nd Street, for vacation and conveyance of the north/south alley between 22nd Street and 23rd Street from Olive Avenue to the Interstate 235 right-of-way subject to the provision of easements for all existing utilities. (11-2007-1.09)

Written Responses

0 In Favor  
0 In Opposition

**STAFF RECOMMENDATION AND BASIS FOR APPROVAL**

Staff recommends approval of the requested vacation and conveyance subject to the provision of easements for all existing utilities.

**STAFF REPORT**

**I. GENERAL INFORMATION**

- Purpose of Request:** The applicant requests the vacation and conveyance of the subject alley in order to combine a portion of it with their property.
- Size of Site:** 16' x 90' (1,440 square feet).

3. **Existing Zoning (site):** "R1-60" Single-Family Residential and Gambling Games Prohibition Overlay District.
4. **Existing Land Use (site):** Unimproved alley right-of-way.
5. **Adjacent Land Use and Zoning:**
  - East* – "R1-60"; Use is a single-family dwelling.
  - West* – "R1-60"; Use is a single-family dwelling.
6. **General Neighborhood/Area Land Uses:** The surrounding area consists primarily of single-family residential uses between the Woodland Cemetery and I-235.
7. **Applicable Recognized Neighborhood(s):** Woodland Heights Neighborhood.
8. **Relevant Zoning History:** N/A.
9. **2020 Community Character Land Use Plan Designation:** Low-Density Residential.
10. **Applicable Regulations:** The Commission reviews all proposals to vacate land dedicated for a specific public purpose, such as for streets and parks, to determine whether the land is still needed for such purpose or may be released (vacated) for other use. The recommendation of the Commission is forwarded to the City Council.

## II. ADDITIONAL APPLICABLE INFORMATION

1. **Utilities:** No existing utilities have been identified at this time. Easements must be provided any existing utilities should they be identified.
2. **Traffic/ Access:** The undeveloped alley right-of-way is adjoined by two residential properties, neither of which utilizes the alley for driveway access.


## SUMMARY OF DISCUSSION

*There was no one in the audience to speak on this item.*

Fran Koontz: Moved for approval of the requested vacation and conveyance subject to the provision of easements for all existing utilities.

Motion approved 14-0.

Respectfully submitted,



Erik Lundy, AICP  
Senior Planner

EML:dfa

Attachment