

★ Roll Call Number

Agenda Item Number

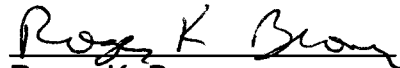
20

Date May 21, 2007

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 City Initiated request for vacation and conveyance of SW Water Street between Elm Street and Line Drive, subject to the reservation 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

(11-2007-1.12)

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.

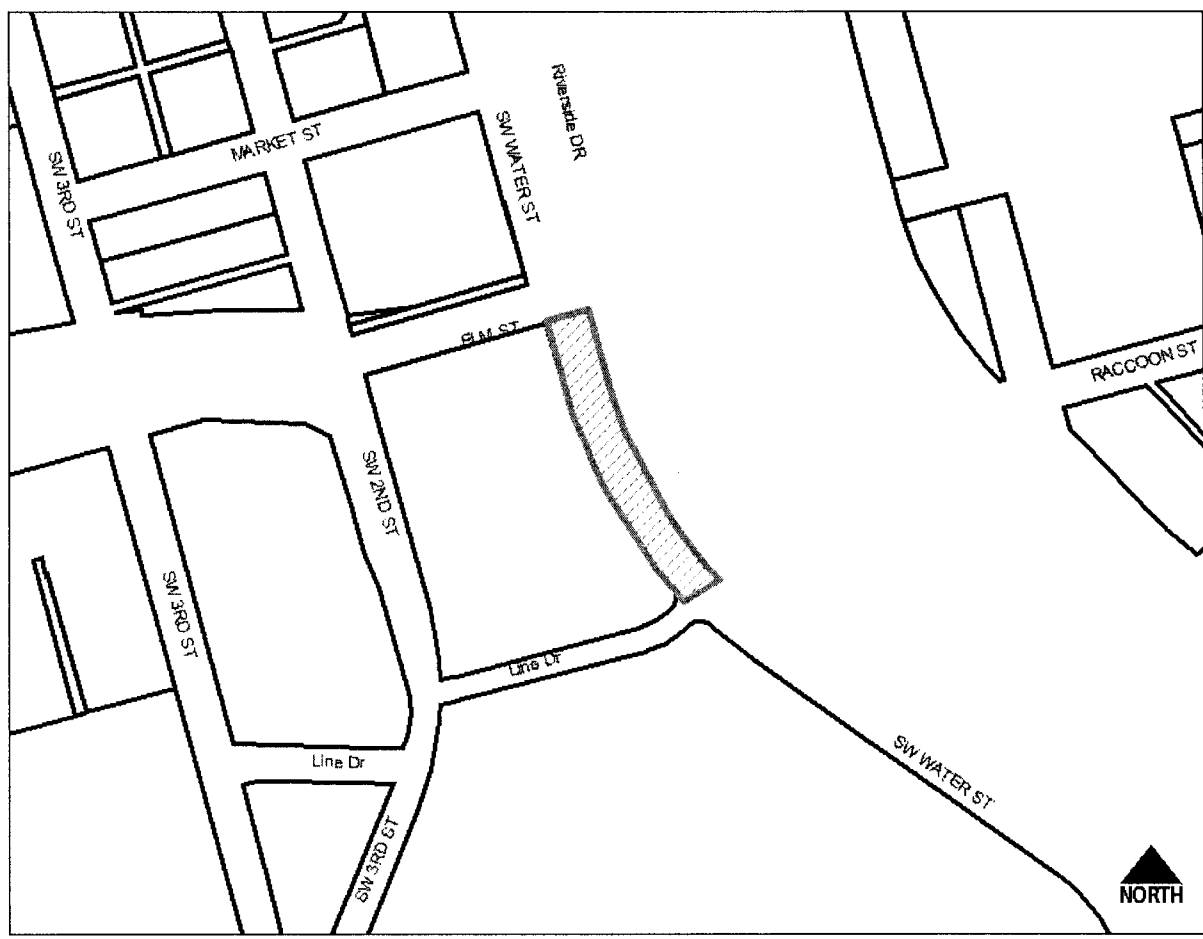
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

\_\_\_\_\_  
 Mayor

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

Request from City Initiated request for vacation and conveyance.			File #	
			11-2007-1.12	
<b>Description of Action</b>	Vacate and convey SW Water Street between Elm Street and Line Drive.			
<b>2020 Community Character Plan</b>	Park/Open Space			
<b>Horizon 2025 Transportation Plan</b>	Future SE Diagonal from 2 <sup>nd</sup> Avenue to E 14 <sup>th</sup> Street to be 4 lane divided			
<b>Current Zoning District</b>	"D-R" Downtown Riverfront			
<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>	Approval	14-0	<b>Required 6/7 Vote of the City Council</b>	Yes
	Denial			No
				N/A

City of Des Moines - SW Water Street from Elm Street to Line Drive 11-2007-1.12



May 21, 2007

Date \_\_\_\_\_

Agenda Item 20

Honorable Mayor and City Council  
City of Des Moines, Iowa

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

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:

Commission Action:	Yes	Nays	Pass	Absent
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

in support of a motion to recommend approval of a City Initiated request for vacation and conveyance of SW Water Street between Elm Street and Line Drive, subject to the reservation of easements for all existing utilities. (11-2007-1.12)

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 reservation of easements for all existing utilities.

**STAFF REPORT**

**I. GENERAL INFORMATION**

1. **Purpose of Request:** The subject right-of-way is located between Principal Park and the Des Moines River. This segment of SW Water Street is essentially a dead end because the SW Water Street Bridge to the south was closed to vehicular traffic in 2006. This was done so the bridge could be incorporated into the Meredith Trail.

The proposed vacation will allow the applicant to greater control over the traffic entering and existing the site. This is particular important during large events at Principal Park.

2. **Size of Site:** The subject right-of-way is approximately 530' in length.
3. **Existing Zoning (site):** "D-R" Downtown Riverfront District.
4. **Existing Land Use (site):** Developed street right-of-way.
5. **Adjacent Land Use and Zoning:**
  - North* – "D-R", Use is multiple-family residential.
  - South* – "D-R", Use is Principal Park.
  - East* – "D-R", Use is the Des Moines River.
  - West* – "D-R", Use is Principal Park.
6. **General Neighborhood/Area Land Uses:** The subject right-of-way is located between Principal Park and the Des Moines at the Downtowns southern fringe.
7. **Applicable Recognized Neighborhood(s):** Downtown Des Moines Neighborhood.
8. **2020 Community Character Land Use Plan Designation:** Downtown Support Commercial.
9. **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:** Easements must be provided for all utilities in place. Staff is not aware of any existing utilities at this time.
2. **Street System:** Staff believes the proposed vacation will have little impact on the street system.

## 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 reservation of easements for all existing utilities.

Motion approved 14-0.

Respectfully submitted,

A handwritten signature in black ink that reads "Erik M Lundy". The signature is written in a cursive style with a large, looping "L" at the end.

Erik Lundy, AICP  
Senior Planner

EML:dfa

Attachment