

Date July 23, 2007

SET DATE OF HEARING FOR THE VACATION OF THE SW WATER STREET RIGHT-OF-WAY SOUTH OF ELM STREET

WHEREAS, on July 24, 2006, by Roll Call No. 06-1474, the City Council directed the temporary closing of SW Water Street south of Line Drive to the Water Street Bridge and restricted use of said street to pedestrian use and vehicular travel by emergency vehicles, City work vehicles, utility maintenance vehicles, construction vehicles, and Principal Park Stadium work vehicles, in order to provide for increased safety for Meredith Multi-Use Recreational Trail users; and

WHEREAS, SW Water Street south of Elm Street is a dead end street servicing Principal Park Stadium and providing access to the Meredith Multi-Use Recreational Trail; and

WHEREAS, Greater Des Moines Baseball Co. ("GDMBC") operates Principal Park Stadium and is in the process of developing a master plan for enhanced use of the Meredith Multi-Use Recreational Trail which may incorporate portions of vacated Water Street, if it is vacated by the City Council; and

WHEREAS, on May 21, 2007, by Roll Call No. 07-966, the City Council adopted a recommendation from the City Plan and Zoning Commission that the SW Water Street between Elm Drive and Line Drive, hereinafter more fully described, be vacated subject to the reservation of easements for all existing utilities.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa that:

- 1. The City Council of the City of Des Moines shall consider adoption of an ordinance permanently vacating the SW Water Street south of Elm Street to the Water Street Bridge, more specifically described as follows:

DESCRIPTION APPROVED
[Signature]
7/26/07 11:07

All that part of Southwest Water Street right-of-way formerly known as Riverside Drive (Park Road) lying South of the South line of Elm Street and North of the Raccoon River Bridge, all being in the Northeast ¼ of Section 9, Township 78 North, Range 24 West of the 5th P.M. and in the Northwest ¼ of Section 10, Township 78 North, Range 24 West of the 5th P.M., all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

★ Roll Call Number

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2. That the meeting of the City Council at which the adoption of said ordinance shall be on August 6, 2007 at 5:00 p.m. in the City Council Chamber, City Hall, 400 Robert D. Ray Drive, Des Moines, Iowa.

3. The City Clerk is hereby authorized and directed to publish notice of the proposal in the form hereto attached not less than four nor more than twenty days from the date of the hearing.

Moved by _____ to adopt.

APPROVED AS TO FORM:

Ann DiDonato

Ann DiDonato
Assistant City Attorney

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

MOTION CARRIED

APPROVED

.....
Mayor

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.

City Clerk



Southwest Water Street
Vacation