

★ Roll Call Number

Agenda Item Number

63A

Date..... September 11, 2006

An Ordinance entitled, "AN ORDINANCE vacating an undeveloped 14 foot wide segment of Terrace Drive extending from 56th Street to a point 150 feet to the west",

presented.

Moved by _____ that this ordinance be considered and given first vote for passage.

FORM APPROVED:

(First of three required readings)

Ann DiDonato
Ann DiDonato
Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BROOKS				
COLEMAN				
HENSLEY				
MAHAFFEY				
KIERNAN				
VLISSIS				
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

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

ORDINANCE NO. _____

AN ORDINANCE vacating an undeveloped 14 foot wide segment of Terrace Drive extending from 56th Street to a point 150 feet to the west.

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 an undeveloped 14 foot wide segment of Terrace Drive extending from 56th Street to a point 150 feet to the west, more specifically described as follows, be and is hereby vacated.

The East 150.0 feet of Lot C (also known as Terrace Drive), Grand Avenue Place, an Official Plat, lying South of and adjoining Lot 43 of said Grand Avenue Place, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

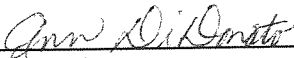
Sec. 2. The City of Des Moines hereby reserves an easement upon the property described above for the continued use and maintenance of any utilities now in place, with the right of entry for servicing same.

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.

DESCRIPTION REVIEWED
[Signature]
7/11/06 12:34

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