

★ Roll Call Number

Agenda Item Number

61

Date September 24, 2007


An Ordinance entitled, "AN ORDINANCE vacating East 18th Street between Mattern and East Jefferson Avenue and Mattern Avenue between Dixon and DeWolf Streets",

presented.

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

FORM APPROVED:

(First of three required readings)


Michael F. Kelley
Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
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

ORDINANCE NO. _____

AN ORDINANCE vacating East 18th Street between Mattern and East Jefferson Avenue and Mattern Avenue between Dixon and DeWolf Streets.

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 East 18th Street between Mattern and East Jefferson Avenue and Mattern Avenue between Dixon and DeWolf Streets , more specifically described as follows, be and is hereby vacated.

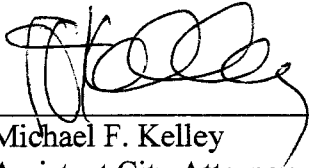
All that part of Lot Z, T. E. Brown's, Official Plat, (Mattern Avenue) right-of-way lying North of and adjoining Block 11 and 12, of said T. E. Brown's, and lying North of and adjoining Lot K of said T. E. Brown's (East 18th Street) right-of-way, and all that part of said Lot K, (East 18th Street) right-of-way lying East of and adjoining said Block 11, 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.

Sec. 4. This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

FORM APPROVED:

A handwritten signature in black ink, appearing to read "M. Kelley", written over a horizontal line.

Michael F. Kelley
Assistant City Attorney