



Roll Call Number

Agenda Item Number

52A

Date October 26, 2009

An Ordinance entitled, "AN ORDINANCE vacating a small segment of Southeast 28th Street north of East Market Street",

presented.

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

FORM APPROVED:

(First of three required readings)

Glenna K. Frank

Glenna K. Frank
Assistant City Attorney

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

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.

MOTION CARRIED

APPROVED

Mayor

City Clerk

52A

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

ORDINANCE NO. _____

AN ORDINANCE vacating a small segment of Southeast 28th Street north of East Market Street.

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 a small segment of Southeast 28th Street north of East Market Street, more specifically described as follows, be and is hereby vacated.

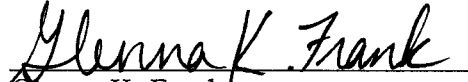
All that part of Southeast 28th Street right-of-way lying West of and adjoining Lots 128 thru 130 Hoffman's Addition to Grant Park, an Official Plat, and lying South of the westerly extension of the South line of Lot 131 of said Hoffman's Addition as vacated by Ordinance No. 6061, June 29, 1959, all 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.

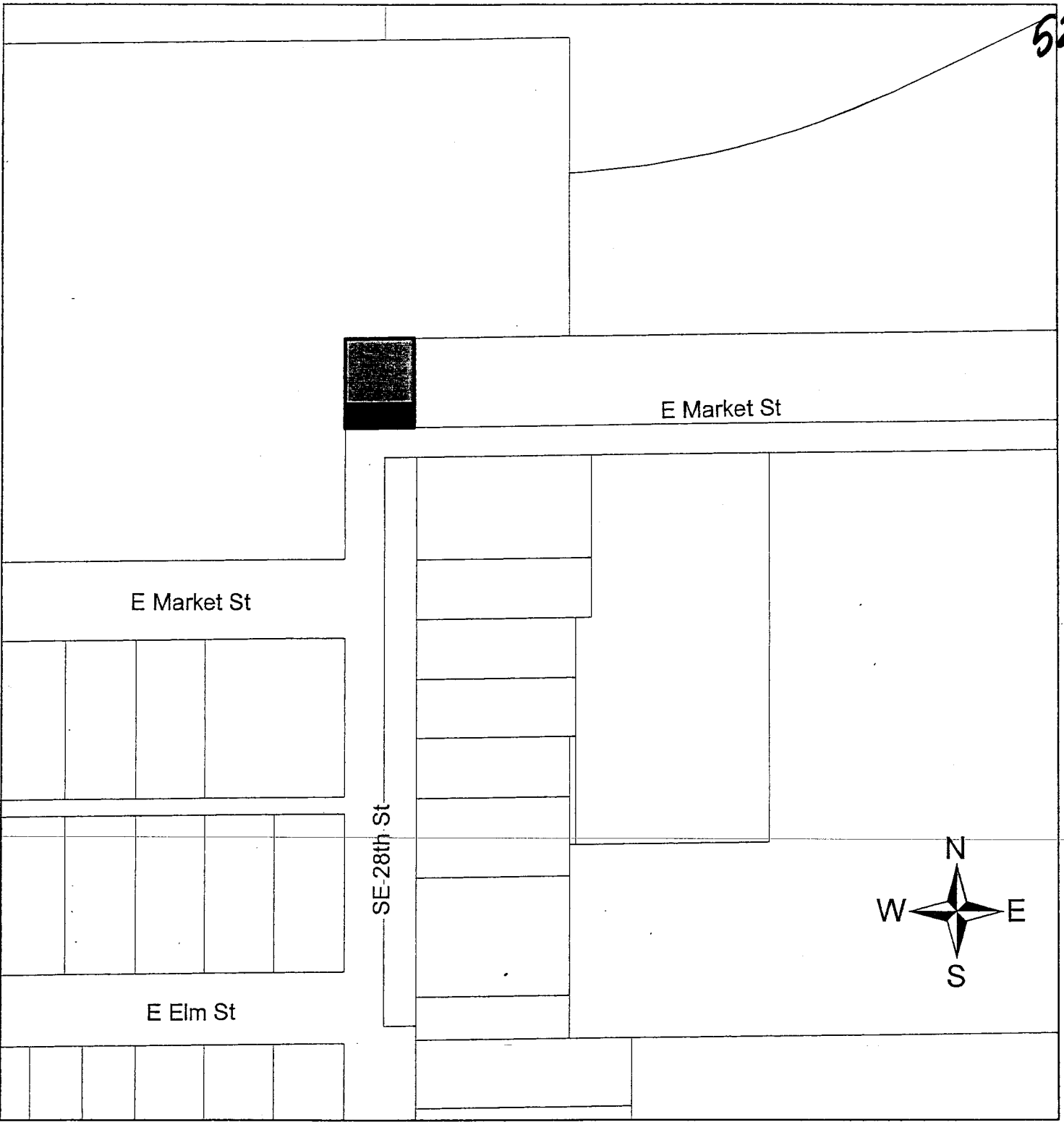
FORM APPROVED:





Glenna K. Frank

Assistant City Attorney

52A



Legend

-  VACATED & SOLD WITH PUBLIC ACCESS
-  VACATED & SOLD

**DISPOSITION -
GREENSTAR MID-AMERICA LLC**