

★ **Roll Call Number**

Agenda Item Number

43A

Date November 24, 2008

An Ordinance entitled, "AN ORDINANCE vacating the east/west alley between Ingersoll Avenue and High Street from 17th Street to a point approximately 175 feet east of 19th Street",

which was considered and voted upon under Roll Call No. 08-_____ of November 10, 2008; again presented.

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

(Second of three required readings)

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
MEYER				
VCLASSIS				
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: Glenna K. Frank, Assistant City Attorney, 400 Robert D. Ray Drive, Des Moines, Iowa 50320 (515) 283-4130

ORDINANCE NO. _____

AN ORDINANCE vacating the east/west alley between Ingersoll Avenue and High Street from 17th Street to a point approximately 175 feet east of 19th 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 the east/west alley between Ingersoll Avenue and High Street from 17th Street to a point approximately 175 feet east of 19th Street, more specifically described as follows, be and is hereby vacated.

The North 16.0 feet, except the West 175.0 feet and except the East 22.0 feet, of Lot 'C' in J.C. Savery's Addition, an Official Plat, 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.

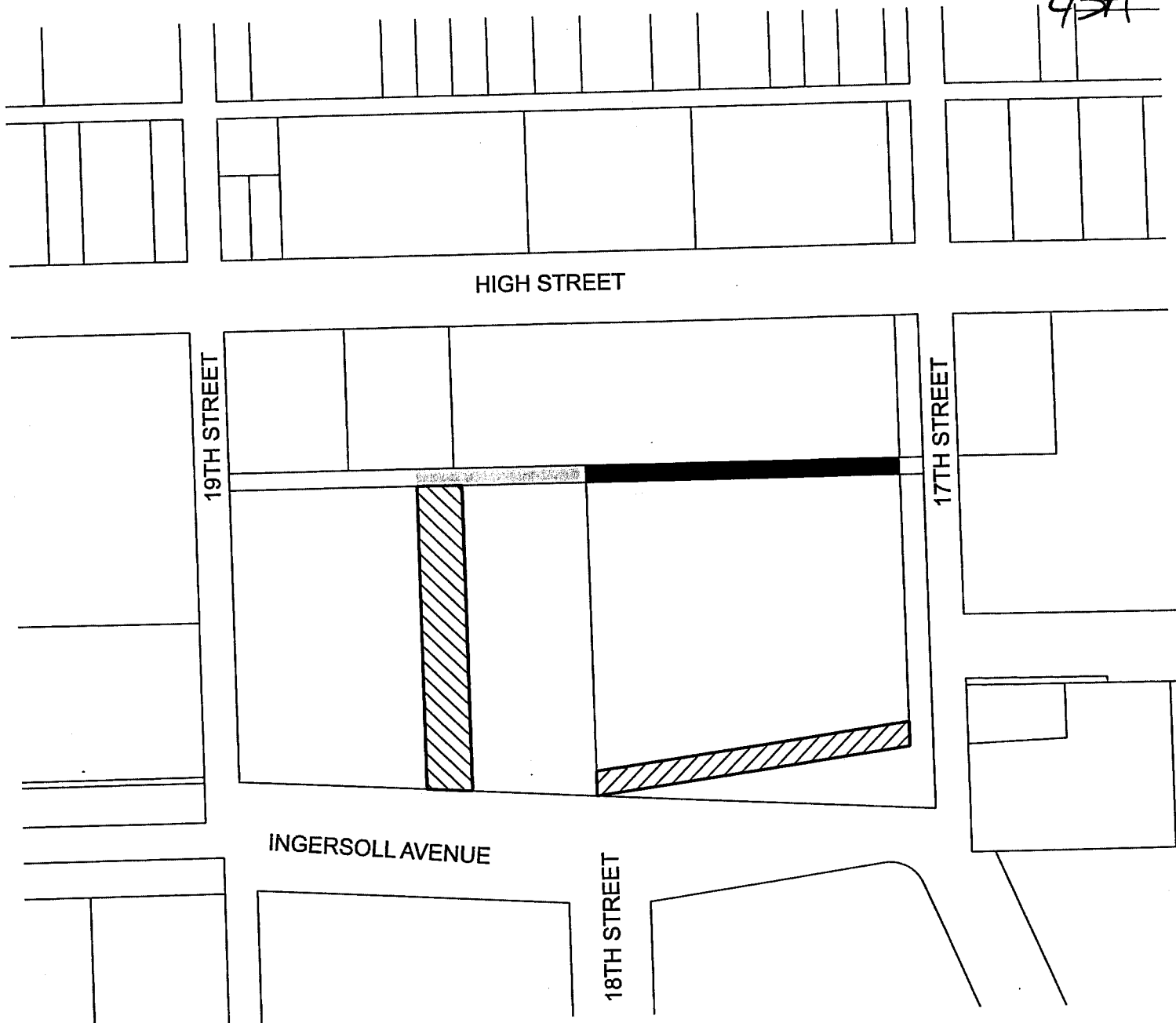
FORM APPROVED:

Glenna K. Frank





Glenna K. Frank
Assistant City Attorney

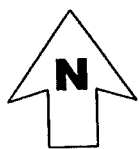
DESCRIPTION APPROVED
[Signature]
11/10/18 14:38

43A



LEGEND

-  VACATION & CONVEYANCE TO JAMES MARCOVIS
-  VACATION & CONVEYANCE TO 1717 INGERSOLL, L.L.C., PW WATERBURY, L.C., AND OPOMODO, L.L.C.
-  PUBLIC INGRESS/EGRESS EASEMENT CONVEYED BY JAMES MARCOVIS TO CITY
-  PEDESTRIAN EASEMENT CONVEYED BY 1717 INGERSOLL, L.L.C. TO CITY



**VACATION AND CONVEYANCE
OF PORTION OF EAST/WEST ALLEY**