

★ Roll Call Number

Agenda Item Number
44A

Date November 24, 2008

An Ordinance entitled, "AN ORDINANCE vacating Birch Lane right-of-way from Thornton Drive to Southwest 24th Street and Southwest 24th Street right-of-way from Thornton Avenue to Watrous Avenue",

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				
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

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Prepared by: Glenna K. Frank, Assistant City Attorney, 400 Robert D. Ray Drive, Des Moines, Iowa 50309-1891 (515) 283-4130

ORDINANCE NO. _____

AN ORDINANCE vacating Birch Lane right-of-way from Thornton Drive to Southwest 24th Street and Southwest 24th Street right-of-way from Thornton Avenue to Watrous Avenue.

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 Birch Lane right-of-way from Thornton Drive to Southwest 24th Street and Southwest 24th Street right-of-way from Thornton Avenue to Watrous Avenue, more specifically described as follows, be and is hereby vacated.

All of Lot A, (Birch Lane), Wakonda Club Knolls Plat 2, an Official Plat, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

And

All of Lot C, (Southwest 24th Street) Wakonda Club Knolls, an Official Plat, (except the South 9.0 feet of said Lot C), and lying South of the South right-of-way line of Thornton Avenue extended southeasterly to the South right-of-way line of Thornton Drive, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

Section 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.

Section 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

DESCRIPTION APPROVED
[Signature]
11/10/14

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public hearing on this matter to be properly filed in the office of the Recorder of Polk County, Iowa.

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

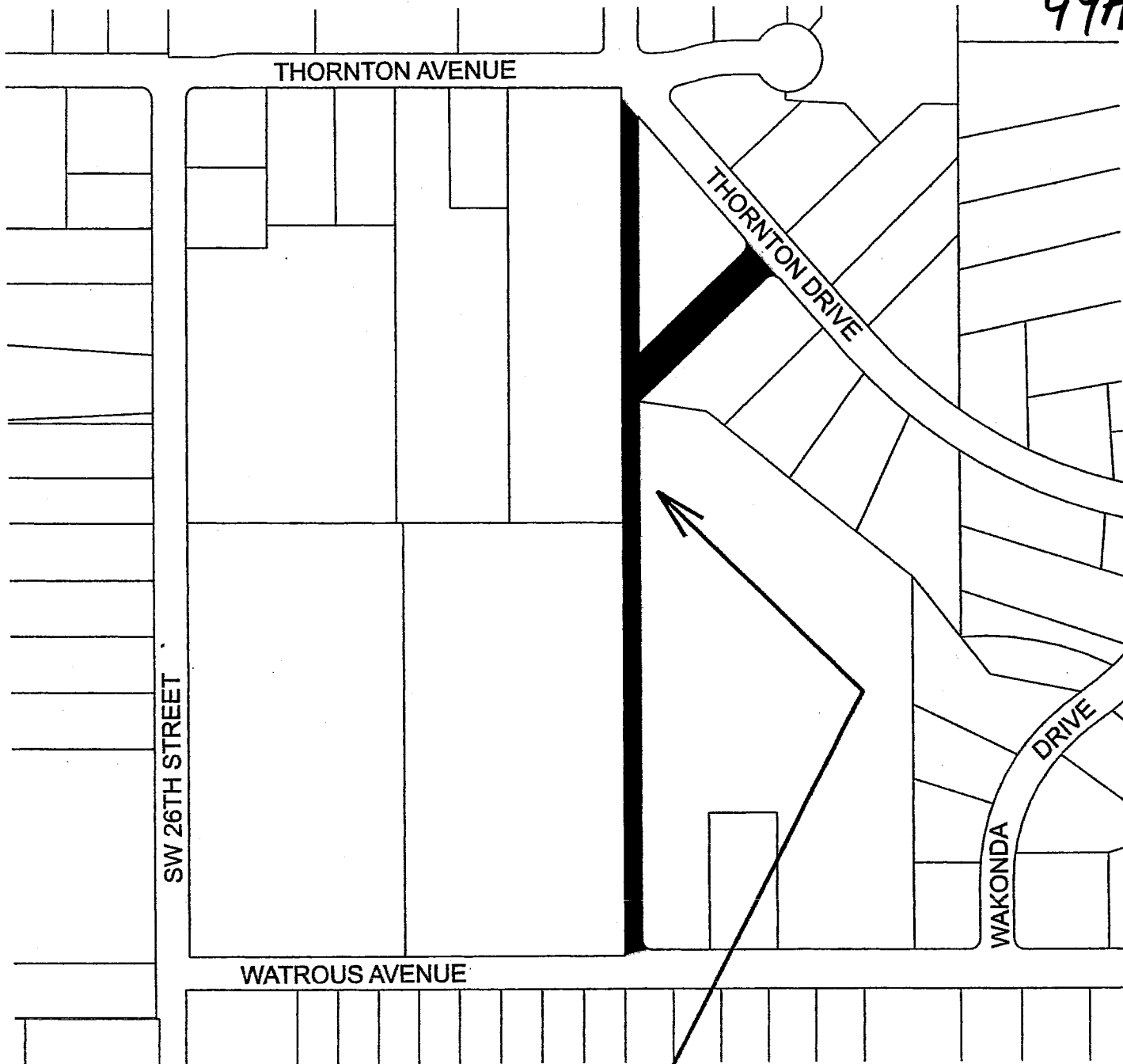
FORM APPROVED:

Glenna K. Frank

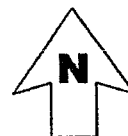
Glenna K. Frank

Assistant City Attorney

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PROJECT LOCATION



VACATION AND CONVEYANCE OF
BIRCH LANE FROM
THORNTON DRIVE TO SW 24TH STREET &
SW 24TH STREET FROM
THORNTON AVENUE TO WATROUS AVENUE