

★ **Roll Call Number**

Agenda Item Number

48A

Date December 4, 2006

An Ordinance entitled, "AN ORDINANCE vacating a segment of the North/South alley extending south from East University Avenue between East 23rd Court and East 24th Street",

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				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
VLASSIS				
TOTAL				
MOTION CARRIED			APPROVED	

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

Mayor

48A

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

ORDINANCE NO. _____

AN ORDINANCE vacating a segment of the North/South alley extending south from East University Avenue between East 23rd Court and East 24th 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 segment of the North/South alley extending south from East University Avenue between East 23rd Court and East 24th Street, more specifically described as follows, be and is hereby vacated.

All of the North/South alley right-of-way lying East of and adjoining Lots 55 through 59, and lying East of and adjoining the South 11.23 feet of Lot 60, and lying South of the present South right-of-way line of East University Avenue, all in Block 6, York's Choice, 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.

DESCRIPTION APPROVED
[Signature]
11/13/06 14:00

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

FORM APPROVED:

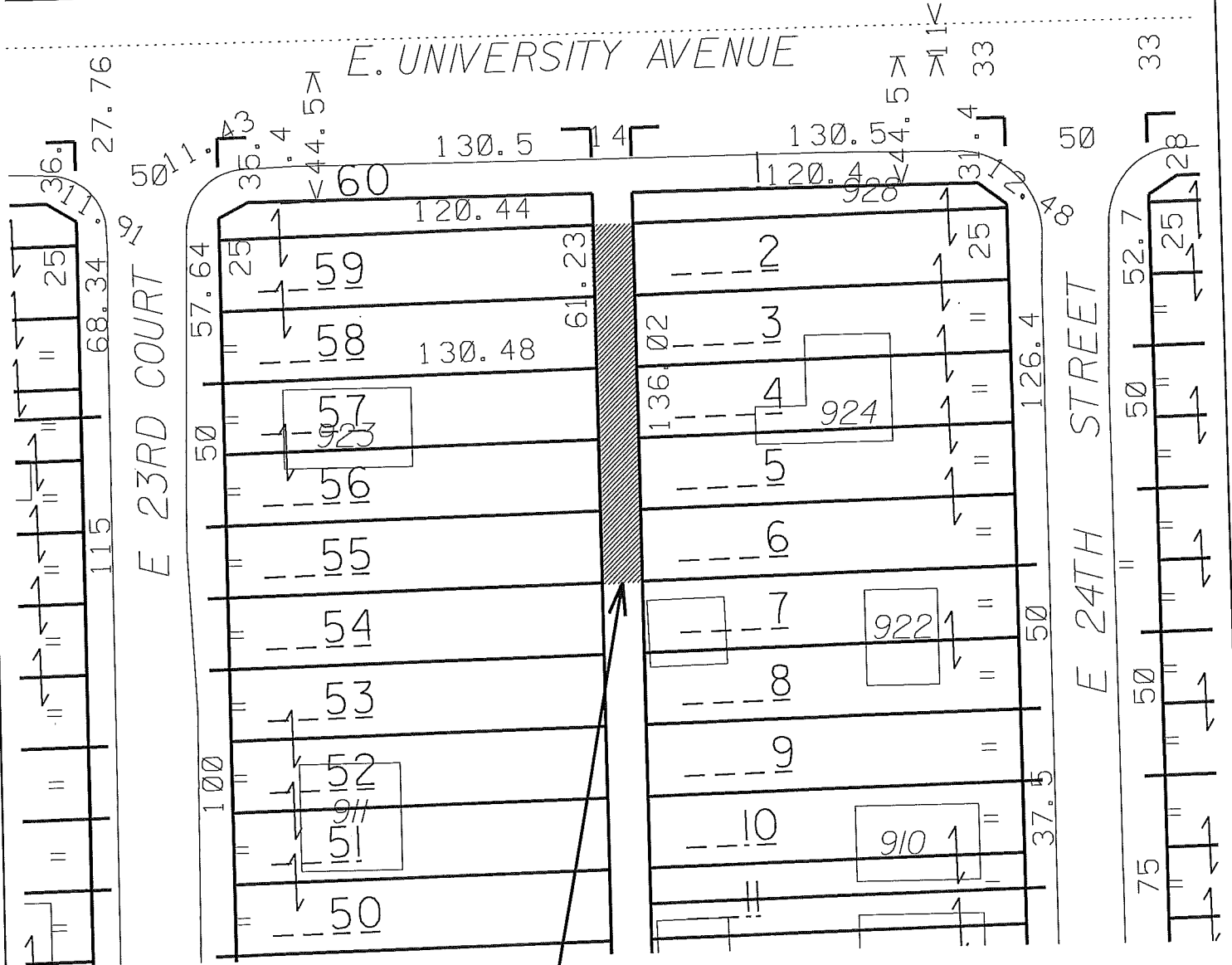


Ann DiDonato
Assistant City Attorney

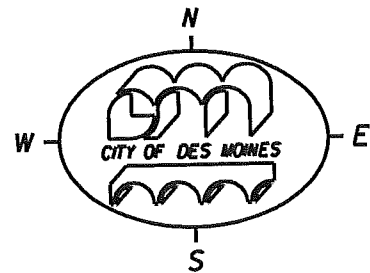
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299.9

48A



PROPERTY LOCATION



PROPERTY DISPOSITION
 MICHAEL KINTER
 ACTIVITY I.D. 34-2007-029