

41A

Date October 11, 2010

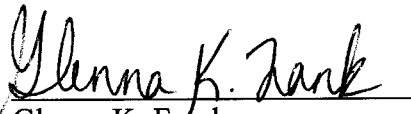
An Ordinance entitled, "AN ORDINANCE vacating a dead end segment of Merced Drive and a dead end segment of 30th Street running south of Merced Drive",

presented.

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

FORM APPROVED:

(First of three required readings)


 Glenna K. Frank
 Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GRIESS				
HENSLEY				
MAHAFFEY				
MEYER				
MOORE				
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.

 Mayor

 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 a dead end segment of Merced Drive and a dead end segment of 30th Street running south of Merced Drive.

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:

Sec. 1. That a dead end segment of Merced Drive and a dead end segment of 30th Street running south of Merced Drive, more specifically described as follows, be and is hereby vacated.

The west 64.00 feet of Street Lot D (Merced Drive) and all of Street Lot E (30th Street), Sawyer's Landing, Plat 2, an Official Plat, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

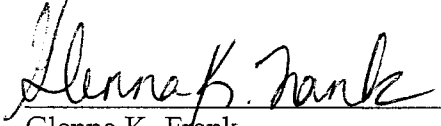
Sec. 2. The City of Des Moines hereby reserves an easement upon the property described above for the continued use and maintenance of any and all utilities now in place, with the right of entry for servicing same.

Sec. 3. The City of Des Moines hereby further reserves a public access easement within the vacated portion of Merced Drive to allow for any future access to the adjoining Woodlawn Park to the west at such time as it may be developed and for access to underground utilities.

Sec. 4. 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. 5. This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

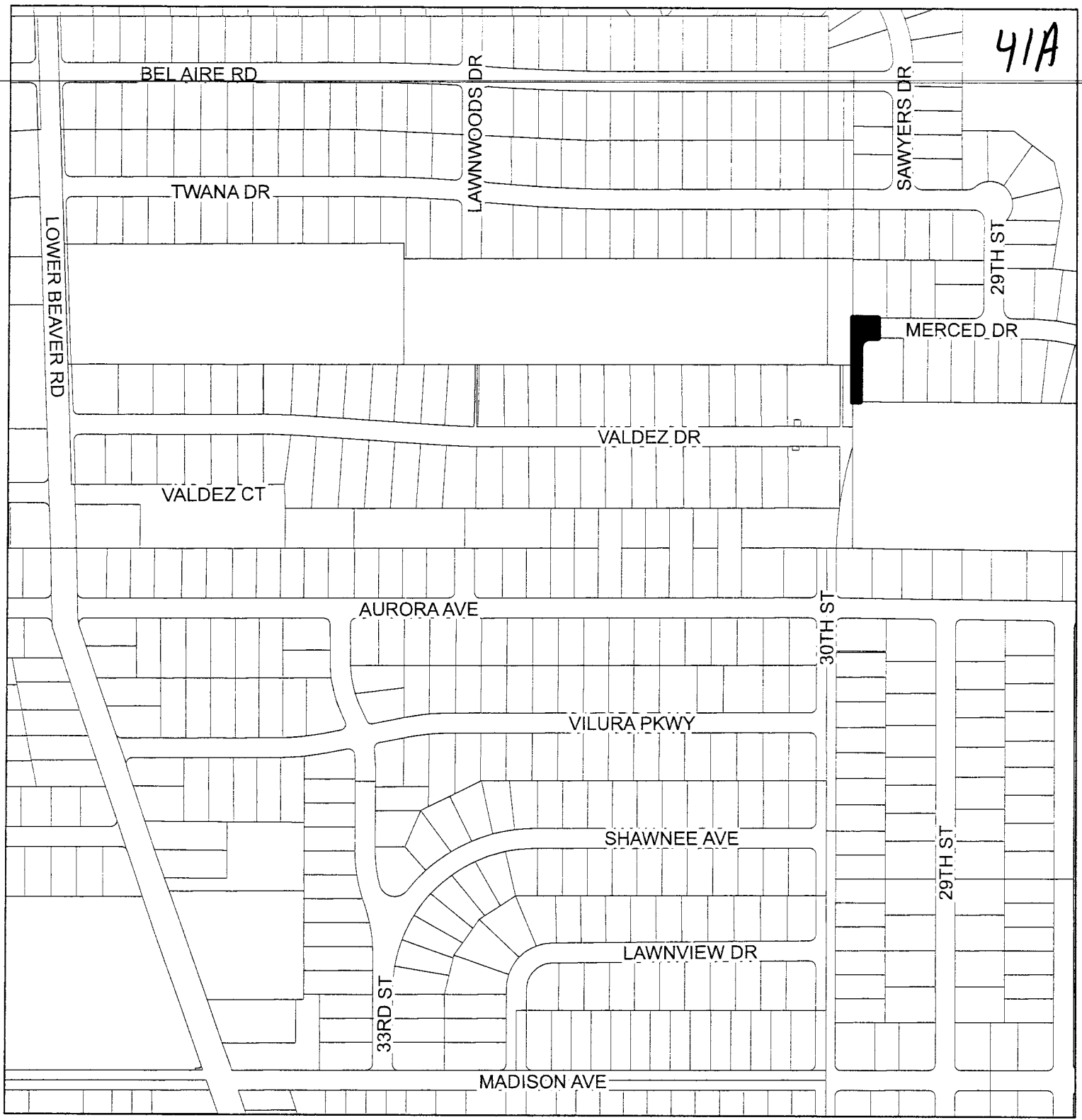
FORM APPROVED:



A handwritten signature in cursive script, reading "Glenna K. Frank", is written over a horizontal line.

Glenna K. Frank
Assistant City Attorney

41A



Legend

 PROJECT LOCATION

**VACATION OF MERCED DRIVE AND
30TH STREET RIGHT-OF-WAY**

