

★ **Roll Call Number**

**Agenda Item Number**

56B

Date May 21, 2012

An Ordinance entitled, "AN ORDINANCE vacating a subsurface portion of East Walnut Street adjoining the property locally known as 101 East Locust Street",

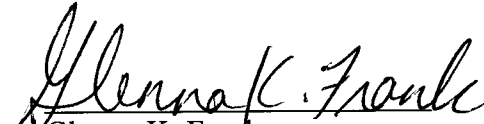
which was considered and voted upon under Roll Call No.12-\_\_\_\_\_ of May 21, 2012; again presented.

Moved by \_\_\_\_\_ that the rule requiring that an ordinance must be considered and voted on for passage at two Council meetings prior to the meeting at which it is to be finally passed be suspended, that the ordinance be placed upon its final passage and that the ordinance do now pass.

ORDINANCE NO. \_\_\_\_\_

NOTE: Waiver of this rule is requested by Atrium Finance III, L.P.

FORM APPROVED:

  
 Glenna K. Frank  
 Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GRIESS				
HENSLEY				
MAHAFFEY				
MEYER				
MOORE				
<b>TOTAL</b>				
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

56B

City Council  
City of Des Moines  
400 Robert D. Ray Drive  
Des Moines, IA 50309

RE: Proposed vacation and conveyance of right-of-way located in the vicinity of:  
a portion of East Walnut Street right-of-way by permanent easement for a subsurface fat oil  
and grease (FOG) interceptor adjoining 101 East Locust Street (Embassy Suites) to Atrium  
Finance III, L.P..

City of Des Moines City Council:

Please accept this request to waive the three required readings of the ordinance to vacate the  
above referenced City owned right-of-way.

Thank you.

Sincerely,

  
Signature CONTRACTOR