

Date April 20, 2015

**SET HEARING FOR VACATION OF A PORTION OF ROBERT D. RAY DRIVE AS A PARK ROAD AND REDEDICATION AS PUBLIC STREET RIGHT-OF-WAY**

**WHEREAS**, the City of Des Moines Engineering Department initiated a request for the vacation of a portion of Robert D. Ray Drive north of Des Moines Street as a park road, for the purpose of rededicating such park road as public street right-of-way; and

**WHEREAS**, there is no known current or future public need or benefit for Robert D. Ray Drive as a dedicated park road, and the City will not be inconvenienced by the vacation of said park road and its rededication as public street right-of-way, subject to reservation of easements for any existing utilities currently located within the right-of-way.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Des Moines, Iowa, as follows:

1. That the City Council of the City of Des Moines shall consider adoption of an ordinance permanently vacating a portion of Robert D. Ray Drive north of Des Moines Street as a park road, for the purpose of dedicating such park road as Robert D. Ray Drive public street right-of-way, as legally described as follows:

Legal Description of Park Road to be Vacated and Rededicated as Robert D. Ray Drive Public Right-of-Way:

A PART OF LOT 5, BLOCK "D", RIVER HILLS PLAT THREE, AN OFFICIAL PLAT, NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA AND DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF SAID LOT 5; THENCE SOUTH 23°(DEGREES) 46'(MINUTES) 16"(SECONDS) WEST ALONG THE EAST LINE OF SAID LOT 5, A DISTANCE OF 885.20 FEET; THENCE CONTINUING ALONG SAID EAST LINE SOUTH 1°22'37" EAST, 471.92 FEET; THENCE CONTINUING ALONG SAID EAST LINE SOUTH 15°18'51" EAST, 115.86 FEET TO THE SOUTHEAST CORNER OF SAID LOT; THENCE SOUTH 74°39'04" WEST ALONG THE SOUTHERLY LINE OF SAID LOT, 71.13 FEET; THENCE NORTH 15°52'05" WEST, 44.92 FEET; THENCE NORTH 4°40'22" WEST, 384.63 FEET; THENCE NORTHERLY ALONG A CURVE CONCAVE EASTERLY WHOSE RADIUS IS 500.00 FEET, WHOSE ARC LENGTH IS 245.55 FEET AND WHOSE CHORD BEARS NORTH 9°23'47" EAST, 243.09 FEET; THENCE NORTH 22°51'14" EAST, 725.11 FEET; THENCE NORTH 23°32'02" EAST, 90.56 FEET TO A POINT ON THE NORTH LINE OF SAID LOT; THENCE SOUTH 85°46'18" EAST ALONG SAID NORTH LINE, 69.79 FEET TO THE POINT OF BEGINNING AND CONTAINING 2.13 ACRES (92850 SQ. FT.)

2. That the meeting of the City Council at which the proposed vacation of said park road and its rededication as public road right-of-way, and adoption of said ordinance is to be considered shall be on May 4, 2015, said hearing to be held at 5:00 p.m., in the City Council Chamber, City Hall, 400 Robert D. Ray Drive, Des Moines, Iowa.

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3. That the City Clerk is hereby authorized and directed to publish notice of said proposal in the form hereto attached, not less than four nor more than twenty days before said meeting, in accordance with Section 362.3 of the Iowa Code.

Moved by \_\_\_\_\_ to adopt.

APPROVED AS TO FORM:

*Ann DiDonato*  
Ann DiDonato, Assistant City Attorney

*RAU*

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GATTO				
GRAY				
HENSLEY				
MAHAFFEY				
MOORE				
TOTAL				

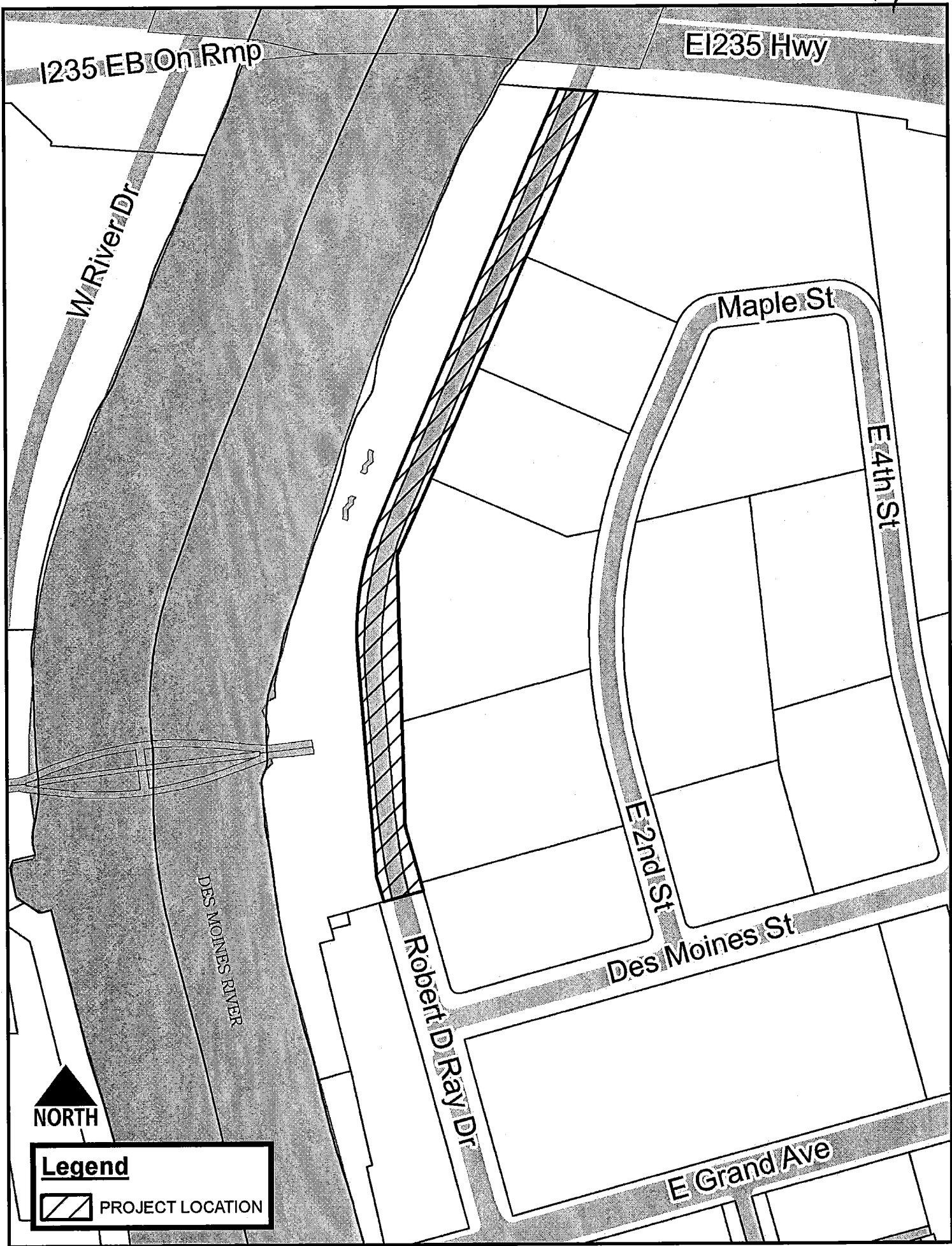
MOTION CARRIED APPROVED  
\_\_\_\_\_  
Mayor

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.

\_\_\_\_\_  
Clerk City



**Legend**

 PROJECT LOCATION