

★ **Roll Call Number**

Agenda Item Number

52B

Date July 13, 2015

An Ordinance entitled, "AN ORDINANCE vacating a segment of Linden Street from 14th Street to Ingersoll Avenue, and the north/south alley between 14th Street and 15th Street from Grand Avenue to a point approximately 121 feet to the north",

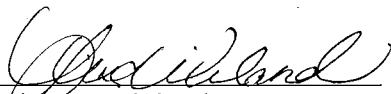
which was considered and voted upon under Roll Call No. 15-\_\_\_\_\_ of July 13, 2015; again presented.

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 Joel Huston, Attorney for Linden Street Investments, L.L.C.

FORM APPROVED:

  
 Lisa A. Wieland  
 Assistant City Attorney

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.

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

**LINDEN STREET INVESTMENTS, L.L.C.**  
**6400 Westown Parkway**  
**West Des Moines, IA 50266**

52B

June 9, 2015

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

RE: Proposed vacation and conveyance of Linden Street right-of-way

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. This waiver is being requested in order to accommodate the demolition and construction schedule of the owner's project, which is anticipated to begin this summer. The owner has acquired all of the surrounding property and acquisition of the City-owned right-of-way is required for obtaining the permits required for the owner's project.

Thank you.

Sincerely,



Joel Huston  
Staff Attorney  
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Direct Fax: 515.457.0158  
E-mail: Joel.Huston@kumandgo.com