

★ Roll Call Number

Agenda Item Number

56A

Date July 25, 2016

An Ordinance entitled, "AN ORDINANCE vacating an irregular segment of Center Street right-of-way adjoining the southeastern portion of 1201 Center Street",

presented.

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

FORM APPROVED:

(First of three required readings)


Lisa A. Wieland
Assistant City Attorney

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

Prepared by: Lisa A. Wieland, Assistant City Attorney, 400 Robert D. Ray Drive, Des Moines, Iowa 50309 (515) 283-4124
Return to: City Clerk's Office, 400 Robert D. Ray Drive, Des Moines, Iowa 50309

ORDINANCE NO. _____

AN ORDINANCE vacating an irregular segment of Center Street right-of-way adjoining the southeastern portion of 1201 Center 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:

Sec. 1. That an irregular segment of Center Street right-of-way adjoining the southeastern portion of 1201 Center Street, more specifically described as follows, be and is hereby vacated:

A PARCEL OF LAND BEING A PART OF THE CITY OF DES MOINES PUBLIC RIGHT-OF-WAY ADJACENT TO LOT 6 OF OAKRIDGE PLAT 3, AN OFFICIAL PLAT, INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

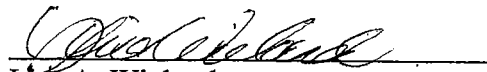
COMMENCING AT THE SOUTHWEST CORNER OF SAID LOT 6; THENCE ALONG THE SOUTH LINE OF SAID LOT 6 S89°32'59"E, 65.51 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING S89°32'59"E, 60.57 FEET; THENCE 66.24 FEET ALONG A 49.00 FOOT RADIUS CURVE, CONCAVE NORTHWEST, CHORD BEARING N51°45'43"E, 61.31 FEET; THENCE N13°06'34"E, 28.31 FEET TO THE SOUTHEASTERLY LINE OF SAID LOT 6; THENCE ALONG SAID SOUTHEASTERLY LINE S45°07'54"W, 67.57 FEET; THENCE ALONG SAID SOUTHEASTERLY LINE S75°31'00"W, 69.46 FEET TO THE POINT OF BEGINNING. DESCRIBED PARCEL CONTAINS 0.04 ACRES AND IS SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD.

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.

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

FORM APPROVED:



Lisa A. Wieland
Assistant City Attorney