

★ **Roll Call Number**

**Agenda Item Number**  
48

Date August 28, 2017

An Ordinance entitled, "AN ORDINANCE vacating a dead-end segment of Southwest 19<sup>th</sup> Street adjoining 1821 Frazier Avenue",

which was considered and voted upon for the first time under Roll Call No. 17- 1287 of July 24, 2017, and considered and voted upon for the second time under Roll Call No. 17- 1403 of August 14, 2017, again presented.

Moved by \_\_\_\_\_ that this ordinance do now pass.

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

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

10-12-81  
59A  
5648

Prepared by: Ann DiDonato, Assistant City Attorney, 400 Robert D. Ray Drive, Des Moines, Iowa 50309 (515) 283-4130

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

AN ORDINANCE vacating a dead-end segment of Southwest 19<sup>th</sup> Street adjoining 1821 Frazier Avenue.

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 Southwest 19<sup>th</sup> Street adjoining 1821 Frazier Avenue, more specifically described as follows, be and is hereby vacated.

ALL OF THE SOUTHWEST 19<sup>TH</sup> STREET RIGHT-OF-WAY LYING NORTH OF THE EASTERLY EXTENSION OF THE SOUTH LINE OF LOT 99 AND LYING SOUTH OF THE EASTERLY EXTENSION OF THE NORTH LINE OF SAID LOT 99, ALL IN WAKONDA MANOR PLAT No.5, AN OFFICIAL PLAT, ALL NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA, AND CONTAINING APPROXIMATELY 5915 SQUARE FEET.

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:

Ann DiDonato  
Ann DiDonato, Assistant City Attorney