

★ Roll Call Number

Agenda Item Number

52B

Date August 19, 2019

An Ordinance entitled, "AN ORDINANCE vacating the north-south alley right-of-way located north of 816 Shaw Street between Southeast 8th Street and Southeast 9th Street",


which was considered and voted upon under Roll Call No. 19-_____ of August 19, 2019; 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 Linda Casas and Richard Anderson.

FORM APPROVED:


Lisa A. Wieland
Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BOESEN				
COLEMAN				
GATTO				
GRAY				
MANDELBAUM				
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

52B

08/14/19

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

RE: Vacation of City right-of-way adjoining located between Southeast 8th Street and Southeast 9th Street from Scott Avenue on the north to the vacated east-west alley on the south ("Property"), legally described as follows:

ALL OF THE VACATED NORTH/SOUTH ALLEY RIGHT OF WAY IN BLOCK 52, TOWN OF DE MOINE, AN OFFICIAL PLAT, ALL NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF LOT 10 IN SAID BLOCK 52; THENCE SOUTHEASTERLY ALONG THE WESTERLY LINE OF LOTS 10 AND 9 IN SAID BLOCK 52, TO THE SOUTHWEST CORNER OF SAID LOT 9; THENCE SOUTHWESTERLY ALONG A STRAIGHT LINE TO THE SOUTHEAST CORNER OF LOT 2 IN SAID BLOCK 52; THENCE NORTHWESTERLY ALONG THE EASTERLY LINE OF LOTS 2 AND 1 IN SAID BLOCK 52, TO THE NORTHEAST CORNER OF SAID LOT 1; THENCE NORTHEASTERLY ALONG A STRAIGHT LINE TO THE POINT OF BEGINNING;

AND CONTAINING APPROXIMATELY 0.05 ACRES (2,240 SQUARE FEET).

Honorable City Council:

Please accept this request to waive the three required readings of the ordinance to vacate the vacation of city right-of-way alley property mentioned above. We are in need to finalize this transaction as soon as possible due to scheduled construction to occur the week of August 26th. The construction scheduled includes fence installation for this specific surrounding property in addition to required pool fencing within the parameter of our property simultaneously.

Thank you and appreciate the consideration.

Sincerely,

JK Casas Richard Anderson