



Roll Call Number

Agenda Item Number

78A

Date September 14, 2020

An Ordinance entitled, "AN ORDINANCE vacating a portion of City right-of-way located along Urbandale Avenue east of Beaver Avenue.

presented.

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

FORM APPROVED:

(First of three required readings)

/s/ _____
Lisa A. Wieland
Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BOESEN				
GATTO				
GRAY				
MANDELBAUM				
VOSS				
WESTERGAARD				
TOTAL				
MOTION CARRIED			APPROVED	
_____ Mayor				

CERTIFICATE

I, P. Kay Cmelik, 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

78A

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 entitled, "AN ORDINANCE vacating a portion of City right-of-way located along Urbandale Avenue east of Beaver 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 portion of City right-of-way located along Urbandale Avenue east of Beaver Avenue, more specifically described as follows, be and is hereby vacated:

A PART OF URBANDALE AVENUE RIGHT OF WAY LYING NORTH OF AND ADJOINING LOT 10 IN BEAVER GLEN, 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: COMMENCING AT THE NORTHEAST CORNER OF SAID LOT 10; THENCE NORTHWEST ALONG THE NORTH LINE OF SAID LOT 10, A DISTANCE OF 62 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING NORTHWEST ALONG SAID NORTH LINE, 14 FEET; THENCE NORTHEAST AND PERPENDICULAR TO SAID NORTH LINE, 6 FEET; THENCE SOUTHEAST AND PARALLEL TO SAID NORTH LINE, 14 FEET; THENCE SOUTHWEST AND PERPENDICULAR TO SAID NORTH LINE, 6 FEET AND TO THE POINT OF BEGINNING, AND CONTAINING APPROXIMATELY 84 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:

/s/

Lisa A. Wieland
Assistant City Attorney