

Date March 8, 2021

An Ordinance entitled, "AN ORDINANCE vacating a six-foot wide segment of Southwest 1<sup>st</sup> Street right-of-way located east of and adjoining 1922 Southwest 1<sup>st</sup> Street,"

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  
 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

57A

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 a six-foot wide segment of Southwest 1<sup>st</sup> Street right-of-way located east of and adjoining 1922 Southwest 1<sup>st</sup> 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 a six-foot wide segment of Southwest 1<sup>st</sup> Street right-of-way located east of and adjoining 1922 Southwest 1<sup>st</sup> Street, more specifically described as follows, be and is hereby vacated:

THE WEST 6.0 FEET OF VACATED SOUTHWEST 1<sup>ST</sup> STREET LYING SOUTH OF THE SOUTH RIGHT OF WAY LINE OF COLUMBUS AVENUE AND LYING NORTH OF THE NORTH RIGHT OF WAY LINE OF INDIANOLA ROAD, ALL IN THE SOUTHEAST QUARTER (SE 1/4) OF SECTION 9, TOWNSHIP 78 NORTH, RANGE 24 WEST OF THE 5<sup>TH</sup> P.M., ALL NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA, AND CONTAINING APPROXIMATELY 0.03 ACRES (1,441 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:



\_\_\_\_\_  
Lisa A. Wieland  
Assistant City Attorney

**EXHIBIT A**

**Columbus Ave**

SOUTH ROW LINE  
OF COLUMBUS AVE

WEST ROW LINE  
OF SW 1ST ST

6 FT

**SE 1/4 9-78-24**

**SW 1st St**

**Indianola Rd**

NORTH ROW LINE  
OF INDIANOLA RD



**Legend**

 AREA TO BE VACATED

