



Roll Call Number

Agenda Item Number

53 A

Date October 24, 2022

An Ordinance entitled, "AN ORDINANCE permanently vacating the north-south alley right-of-way located west of and adjoining 1830 Lincoln Avenue",

presented.

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

FORM APPROVED:

(First of three required readings)

/s/ Mackenzie L. Moreno
Mackenzie L. Moreno
Assistant City Attorney

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

CERTIFICATE

I, LAURA BAUMGARTNER, 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.

Mayor

City Clerk

53A

Prepared by: Mackenzie L. Moreno, 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 permanently vacating the north-south alley right-of-way located west of and adjoining 1830 Lincoln 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 the north-south alley right-of-way located west of and adjoining 1830 Lincoln Avenue, more specifically described as follows, be and is hereby vacated:

ALL OF THE NORTH/SOUTH ALLEY RIGHT OF WAY LYING WEST OF
AND ADJOINING LOT 8, BLOCK 6, NORWOOD PARK ADDITION TO
NORTH DES MOINES, AN OFFICIAL PLAT,
AND
ALL THAT PART OF LOT B, BURKHARDT HEIGHTS, AN OFFICIAL PLAT,
LYING SOUTH OF THE WESTERLY EXTENSION OF THE NORTH LINE OF
SAID LOT 8,
ALL NOW INCLUDED IN AND FORMING A PART OF CITY OF DES
MOINES, POLK COUNTY, IOWA, AND CONTAINING APPROXIMATELY
0.03 ACRES (1,462 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:

A handwritten signature in cursive script, appearing to read "Mackenzie L. Moreno".

Mackenzie L. Moreno
Assistant City Attorney

EXHIBIT A

Lincoln Ave

**BURKHARDT
HEIGHTS**

EAST LINE OF
BURKHARDT
HEIGHTS

NORTH LINE
OF LOT 8

SOUTH LINE
OF LOT C

**LOT 8
NORWOOD PARK
ADDITION TO
NORTH DES MOINES**

BLOCK 6

SOUTH LINE
OF LOT 8

WEST LINE OF
NORWOOD PARK
TO N DES MOINES

PT. LOT B

PT. LOT B

ALLEY

ALLEY



Legend

 AREA TO BE VACATED