



Roll Call Number

Agenda Item Number

26A

Date January 23, 2023

An Ordinance entitled, "AN ORDINANCE vacating Allen Park, located along the Des Moines River at 800 Southeast 6th Street",

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

26A

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 vacating Allen Park, located along the Des Moines River at 800 Southeast 6th 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 Allen Park, located along the Des Moines River at 800 Southeast 6th Street, more specifically described as follows, be and is hereby vacated:

A PART OF VACATED MAURY STREET RIGHT OF WAY, A PART OF BLOCK 66, A PART OF BLOCK 67, A PART OF BLOCK 68, A PART OF VACATED VALE STREET RIGHT OF WAY, ALL IN 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 DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECTION OF THE WEST RIGHT OF WAY LINE OF SOUTHEAST 6TH STREET AND THE NORTH RIGHT OF WAY LINE OF VACATED MAURY STREET; THENCE SOUTH ALONG THE SAID WEST RIGHT OF WAY LINE OF SOUTHEAST 6TH STREET TO THE INTERSECTION WITH THE NORTHEASTERLY BANK OF THE DES MOINES RIVER; THENCE NORTHWESTERLY ALONG SAID BANK TO THE INTERSECTION WITH THE NORTH RIGHT OF WAY LINE OF VACATED MAURY STREET; THENCE EAST ALONG SAID NORTH RIGHT OF WAY LINE TO THE POINT OF BEGINNING, AND CONTAINING APPROXIMATELY 2.8 ACRES.

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:



Mackenzie L. Moreno
Assistant City Attorney