



**Roll Call Number**

**Agenda Item Number**

37A

**Date** May 8, 2023

An Ordinance entitled, "AN ORDINANCE vacating an alley right-of-way located in the vicinity of 1601 Hight Street, bounded by 16<sup>th</sup> Street to the east, 17<sup>th</sup> Street to the west, Hight Street to the south, and Woodland Avenue to the north",

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

37A

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 an alley right-of-way located in the vicinity of 1601 Hight Street, bounded by 16<sup>th</sup> Street to the east, 17<sup>th</sup> Street to the west, Hight Street to the south, and Woodland Avenue to the north.

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 an alley right-of-way located in the vicinity of 1601 Hight Street, bounded by 16<sup>th</sup> Street to the east, 17<sup>th</sup> Street to the west, Hight Street to the south, and Woodland Avenue to the north, more specifically described as follows, be and is hereby vacated:

A PART OF EAST/WEST ALLEY RIGHT OF WAY IN BLOCK A IN THE SUBDIVISION OF LOT 6 OF THE PURSLEY ESTATE, AN OFFICIAL PLAT, NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA, MORE PARTICULARLY DESCRIBED: COMMENCING AT THE NORTHEAST CORNER OF LOT 5 IN SAID BLOCK A; THENCE N89°34'47"W, 119.06 FEET ALONG THE NORTH LINE OF LOTS 5 AND 6 IN SAID BLOCK A, TO THE POINT OF BEGINNING; THENCE CONTINUING ALONG THE NORTH LINE OF LOTS 6 AND 7 IN SAID BLOCK A, N89°34'47"W 15.66 FEET; THENCE N00°24'56"E, 6.00 FEET; THENCE S89°34'47"E, 15.67 FEET; THENCE S00°25'19"W, 6.00 FEET TO THE POINT OF BEGINNING.


THE DESCRIBED AREA CONTAINS 95 SF MORE OR LESS.

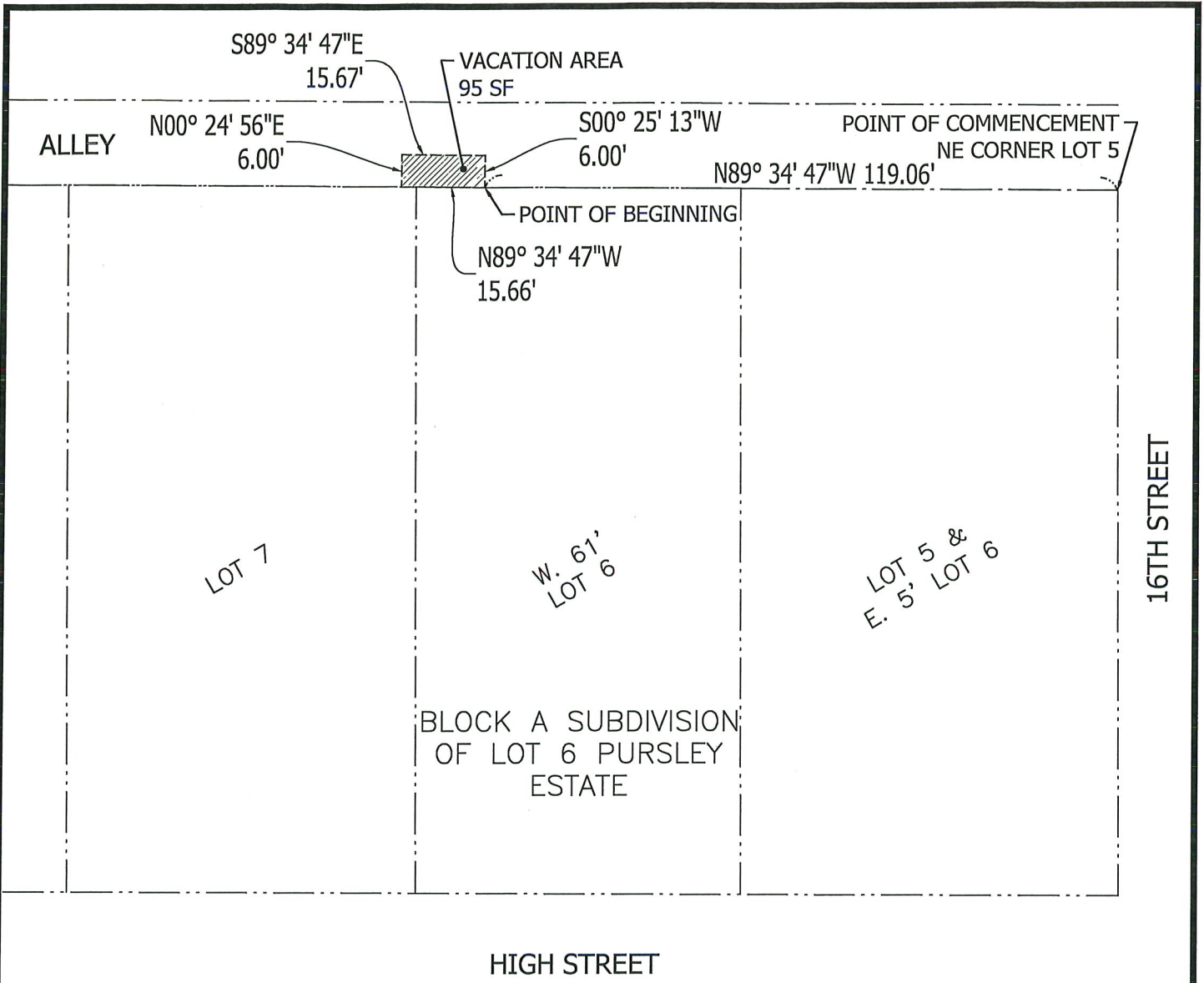
Sec. 2. The City of Des Moines hereby reserves an easement upon the property described above for the continued use and maintenance of any utilities now in place, with the right of entry for servicing same.


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



**LEGEND:**  
 EXISTING PROPERTY LINE — · · · · —  
 VACATION AREA 

**LEGAL DESCRIPTION**

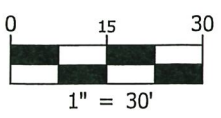
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COMMENCING AT THE NORTHEAST CORNER OF LOT 5 IN SAID BLOCK A; THENCE N89°34'47"W, 119.06 FEET ALONG THE NORTH LINE OF LOTS 5 AND 6 IN SAID BLOCK A, TO THE POINT OF BEGINNING; THENCE CONTINUING ALONG THE NORTH LINE OF LOTS 6 AND 7 IN SAID BLOCK A, N89°34'47"W 15.66 FEET; THENCE N00°24'56"E, 6.00 FEET; THENCE S89°34'47"E, 15.67 FEET; THENCE S00°25'19"W, 6.00 FEET TO THE POINT OF BEGINNING.

THE DESCRIBED AREA CONTAINS 95 SF MORE OR LESS.

*EYS 2-28-23*

PLATTER, ZUMBRIG & ASSOCIATES, P.A. PROFESSIONAL ENGINEERS AND SURVEYORS, 1000 HIGHWAY 166, DES MOINES, IOWA 50319



ENGINEER: 	CLIENT: STREAMLINE ARCHITECTURE	SHEET NAME: RIGHT-OF-WAY VACATION EXHIBIT	
	PROJECT NAME: 1601 HIGH STREET DES MOINES	PROJECT NO: 1046	PROJECT MANAGER: WELCH
		REVISION: A	ISSUED DATE: 02-28-2023