



Roll Call Number

Agenda Item Number

38 A

Date May 8, 2023

An Ordinance entitled, "AN ORDINANCE vacating a segment of Ingersoll Avenue right-of-way located north of and adjoining 1910 Ingersoll 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

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.

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

Mayor

City Clerk

38A

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 a segment of Ingersoll Avenue right-of-way located north of and adjoining 1910 Ingersoll 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 segment of Ingersoll Avenue right-of-way located north of and adjoining 1910 Ingersoll Avenue, more specifically described as follows, be and is hereby vacated:

Part of Ingersoll Avenue right-of-way being a part of Lot 2 in Cottage Hill Addition, an Official Plat, now included in and forming a part of the City of Des Moines, Polk County, Iowa, being more particularly described as follows:

Beginning at the intersection of the East line of said Lot 2 and the South right-of-way line of Ingersoll Avenue, as it is presently established; thence South 89°(degrees) 49'(minutes) 38"(seconds) West, 49.00 feet along the South right-of-way line of said Ingersoll Avenue; thence North 00°10'22" West, 1.00 feet; thence North 89°49'38" East, 37.00 feet; thence North 00°10'22" West, 1.00 feet; thence North 89°49'38" East, 11.99 feet to the East line of said Lot 2; thence South 00°32'44" East, 2.00 feet along the East line of said Lot 2 to the point of beginning.


Containing 61.0 square feet, 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.

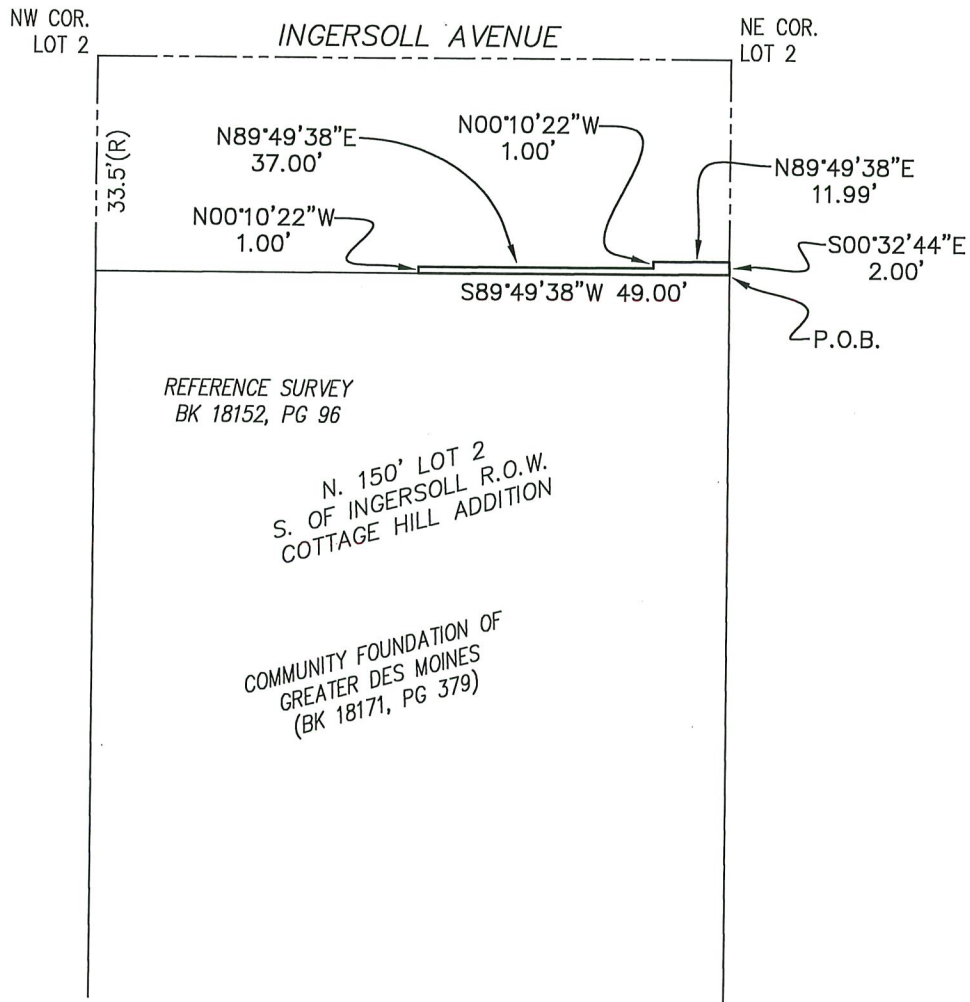
Sec. 3. That the City Clerk is hereby authorized and directed to cause certified copies of this ordinance and proof of publication thereof together with proof of publication of the notice of the public hearing on this matter to be properly filed in the office of the Recorder of Polk County, Iowa.

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

VACATION EXHIBIT BUILDING ENCROACHMENTS



VACATION DESCRIPTION

Part of Ingersoll Avenue right-of-way being a part of Lot 2 in Cottage Hill Addition, an Official Plat, now included in and forming a part of the City of Des Moines, Polk County, Iowa, being more particularly described as follows:

Beginning at the intersection of the East line of said Lot 2 and the South right-of-way line of Ingersoll Avenue, as it is presently established; thence South 89°(degrees) 49'(minutes) 38"(seconds) West, 49.00 feet along the South right-of-way line of said Ingersoll Avenue; thence North 00°10'22" West, 1.00 feet; thence North 89°49'38" East, 37.00 feet; thence North 00°10'22" West, 1.00 feet; thence North 89°49'38" East, 11.99 feet to the East line of said Lot 2; thence South 00°32'44" East, 2.00 feet along the East line of said Lot 2 to the point of beginning.

Containing 61.0 square feet, more or less.



Scale: 1" = 30'

ERS 3-30-23

ERG

Engineering Resource Group, Inc.
2413 GRAND AVENUE
DES MOINES, IOWA 50312
(515) 288-4823

VACATION EXHIBIT

DATE: 12/15/2021

PROJ. NO.:

21-016-ROW.DWG

21-016