



Roll Call Number

Agenda Item Number

64A

Date October 2, 2023

An Ordinance entitled, "AN ORDINANCE vacating a portion of East 16th Street right-of-way located west of and adjoining 1601 East Grand Avenue",

presented.

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

FORM APPROVED:

(First of three required readings)

/s/ Chas M. Cahill
Chas M. Cahill
Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BOESEN				
GATTO				
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

ORDINANCE NO. _____

An Ordinance entitled, "AN ORDINANCE vacating a portion of East 16th Street right-of-way located west of and adjoining 1601 East Grand 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 of East 16th Street right-of-way located west of and adjoining 1601 East Grand Avenue, more specifically described as follows, be and is hereby vacated:

A parcel of land being a part of the East 16th Street right of way lying west of and adjoining Lot 20, Block 9, Stewart's addition to the City of Des Moines, an Official Plat, now included in and forming a part of the City of Des Moines, Polk County, Iowa, and described as follows:

COMMENCING at the Northwest corner of said Lot 20; THENCE South 14°59'49" east, along the west line of Lot 20, a distance of 28.22 feet to the POINT OF BEGINNING; THENCE continuing southerly along the west line South 14°59'49" East, a distance of 38.00 feet; THENCE South 75°00'11" West, a distance of 6.00 feet; THENCE North 14°59'49" West, a distance of 38.00 feet; THENCE North 75°00'11" East, a distance of 6.00 feet to the POINT OF BEGINNING, containing 228.0 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:

/s/ Chas M. Cahill
Chas M. Cahill
Assistant City Attorney