



Roll Call Number

Agenda Item Number

36A

Date..... May 18, 2026.....

An Ordinance entitled, "AN ORDINANCE vacating portions of the City right-of-way along University Avenue adjoining 700 University Avenue and north of 2650 University 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/ Glenna K. Frank
Glenna K. Frank
Deputy City Attorney

CERTIFICATE

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
BOESEN				
SIMONSON				
VOSS				
BARRON				
WESTERGAARD				
MANDELBAUM				
GATTO				
TOTAL				
MOTION CARRIED			APPROVED	

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

Prepared by: Glenna K. Frank, Assistant City Attorney, 1200 Locust Street, Des Moines, Iowa 50309-3052, (515) 283-4530
Return to: City Clerk's Office, 1200 Locust Street, Des Moines, Iowa 50309-3052

ORDINANCE NO. _____

AN ORDINANCE vacating portions of the City right-of-way along University Avenue adjoining 700 University Avenue and north of 2650 University 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 portions of the City right-of-way located along University Avenue adjoining 700 University Avenue and north of 2650 University Avenue, more specifically described as follows, be and is hereby vacated:

7TH STREET AND UNIVERSITY AVENUE

A PORTION OF UNIVERSITY AVENUE RIGHT-OF-WAY IN NORTH PARK, AN OFFICIAL PLAT, AS RECORDED IN BOOK C, PAGE 150 OF THE POLK COUNTY RECORDER, NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF LOT 91 OF SAID NORTH PARK; THENCE N89°53'54"W ALONG THE NORTH LINE OF SAID LOT 91, A DISTANCE OF 59.91 FEET; THENCE N00°06'26"E, A DISTANCE OF 4.69 FEET TO THE POINT OF BEGINNING; THENCE N89°53'34"W, A DISTANCE OF 30.00 FEET; THENCE N00°06'26"E, A DISTANCE OF 14.00 FEET; THENCE S89°53'34"E, A DISTANCE OF 30.00 FEET; THENCE S00°06'26"W, A DISTANCE OF 14.00 FEET TO THE POINT OF BEGINNING, SAID TRACT CONTAINING 420 SQUARE FEET.

AND

27TH STREET AND UNIVERSITY AVENUE

A PORTION OF UNIVERSITY AVENUE RIGHT-OF-WAY IN DRAKE UNIVERSITY'S ADDITION TO CITY OF DES MOINES, AN OFFICIAL PLAT, AS RECORDED IN BOOK D, PAGE 27 OF THE POLK COUNTY RECORDER, NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF THE NORTH 7.00 FEET OF LOT 36 OF SAID DRAKE UNIVERSITY'S ADDITION TO CITY OF DES MOINES; THENCE N89°14'51"E ALONG THE SOUTH LINE OF SAID NORTH 7.00 FEET, A DISTANCE OF 8.36 FEET; THENCE N00°45'09"W, A DISTANCE OF 21.91 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING N00°45'09"W, A DISTANCE OF 8.00 FEET; THENCE N89°14'51"E, A DISTANCE OF 27.00 FEET; THENCE S00°45'09"E, A DISTANCE OF 8.00 FEET; THENCE S89°14'51"W, A DISTANCE OF 27.00 FEET TO THE POINT OF BEGINNING, SAID TRACT CONTAINING 216 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:

/s/ Glenna K. Frank

Glenna K. Frank

Deputy City Attorney

INDEX LEGEND

COUNTY: POLK
 CITY: DES MOINES
 SUBDIVISION: NORTH PARK
 GEO PARCEL #: 7924-34-640-042

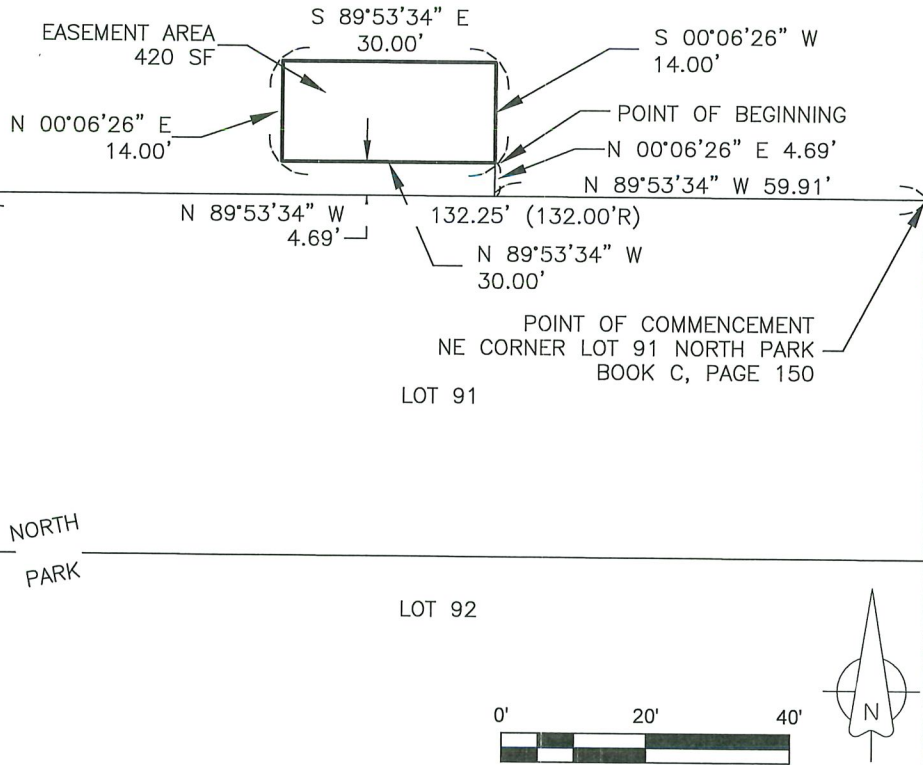
PROPRIETOR:
 CITY OF DES MOINES
 400 ROBERT D. RAY DRIVE
 DES MOINES, IA 50309

SURVEYOR NAME AND CONTACT (RETURN TO):
 NICK CARTER
 CARTER SURVEYING & CONSTRUCTION SERVICES, LLC
 8755 NE 27TH AVE
 ALTOONA, IA 50009

PREPARED BY: CARTER SURVEYING & CONSTRUCTION SERVICES, LLC - 8755 NE 27TH AVE - ALTOONA, IA 50009 515-343-6756

VACATION EXHIBIT

UNIVERSITY AVENUE



LOT 48

LOT 47

LEGAL DESCRIPTION:

A PORTION OF UNIVERSITY AVENUE RIGHT-OF-WAY IN NORTH PARK, AN OFFICIAL PLAT, AS RECORDED IN BOOK C, PAGE 150 OF THE POLK COUNTY RECORDER, NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:
 COMMENCING AT THE NORTHEAST CORNER OF LOT 91 OF SAID NORTH PARK; THENCE N89°53'54\"/>

NOTES:

- FOR THE PURPOSE OF THIS DESCRIPTION, ALL BEARINGS AND DISTANCES ARE REFERENCED TO NAD 83 (2011) IOWA SOUTH STATE PLANE COORDINATE SYSTEM, US SURVEY FOOT.
- DATE OF FIELD WORK: DECEMBER 5, 2023

ECS 4-8-2026

DRAWN DATE: 12/19/2023
 REV DATE: 4/8/26
 DRAWN BY: N CARTER
 SCALE: 1" = 20'
 PAGE 1 OF 1
 PROJECT #23-173-4



I HEREBY CERTIFY THAT THIS LAND SURVEYING DOCUMENT WAS PREPARED AND THE RELATED SURVEY WORK WAS PERFORMED BY ME OR UNDER MY DIRECT PERSONAL SUPERVISION AND THAT I AM A DULY LICENSED PROFESSIONAL LAND SURVEYOR UNDER THE LAWS OF THE STATE OF IOWA.
Nick Carter 4/8/26
 NICHOLAS F. CARTER, P.L.S. IA, L.C. NO. 20757 DATE
 MY LICENSE RENEWAL DATE IS DECEMBER 31, 2029
 ADDITIONAL PAGES OR SHEETS COVERED BY THIS SEAL (NONE UNLESS INDICATED HERE):

SYMBOLS LEGEND:

- CALCULATED EASEMENT/PROPERTY CORNER
- ⊙ SET CUT X
- FOUND MONUMENT AS NOTED
- M MEASURED DISTANCE
- R RECORDED DISTANCE
- OPC ORANGE PLASTIC CAP
- YPC YELLOW PLASTIC CAP
- IR IRON ROD
- IP IRON PIPE

INDEX LEGEND

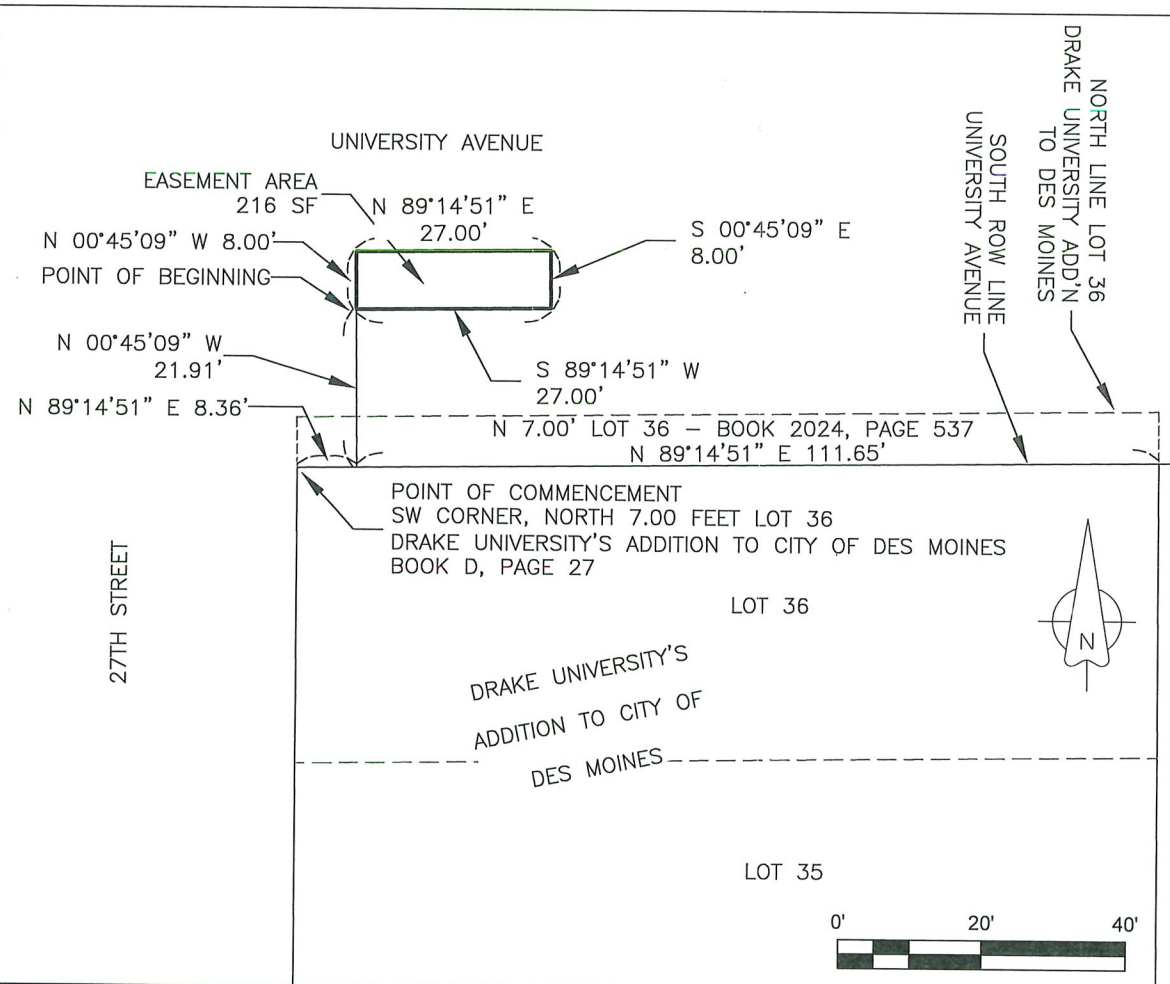
COUNTY: POLK
 CITY: DES MOINES
 SUBDIVISION: DRAKE UNIVERSITY'S ADDITION TO CITY OF DES MOINES
 GEO PARCEL #: 7824-05-610-001

PROPRIETOR:
 CITY OF DES MOINES
 400 ROBERT D. RAY DRIVE
 DES MOINES, IA 50309

SURVEYOR NAME AND CONTACT (RETURN TO):
 NICK CARTER
 CARTER SURVEYING & CONSTRUCTION SERVICES, LLC
 8755 NE 27TH AVE
 ALTOONA, IA 50009

PREPARED BY: CARTER SURVEYING & CONSTRUCTION SERVICES, LLC - 8755 NE 27TH AVE - ALTOONA, IA 50009 515-343-6756

VACATION EXHIBIT



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 DRAWN BY: N CARTER
 SCALE: 1" = 20'
 PAGE 1 OF 1
 PROJECT #23-173-5



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 NICHOLAS F. CARTER, P.L.S. IA. LIC. NO. 20757 DATE 4/8/26
 MY LICENSE RENEWAL DATE IS DECEMBER 31, 2026
 ADDITIONAL PAGES OR SHEETS COVERED BY THIS SEAL (NONE UNLESS INDICATED HERE):

SYMBOLS LEGEND:

- SET 1/2" IRON ROD WITH YELLOW PLASTIC CAP #20757
- ⊗ SET CUT X
- FOUND MONUMENT AS NOTED
- M MEASURED DISTANCE
- R RECORDED DISTANCE
- OPC ORANGE PLASTIC CAP
- YPC YELLOW PLASTIC CAP
- IR IRON ROD
- IP IRON PIPE