

★ Roll Call Number
08-1589

Agenda Item Number
21 A

Date September 8, 2008

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on August 21, 2008, its members voted 13-0-1 in support of a motion to recommend **APPROVAL** of a request by Terrus Real Estate Group (purchaser), represented by Shannon Holz (general counsel), for vacation and conveyance of street right-of-way lying between Linden Street and Ingersoll Avenue from 16th Street to 17th Street, subject to the following conditions:

1. Reservation of utility easements for all existing public utilities.
2. Retention of the portion of right-of-way that is within 13 feet of the existing northern curb on Ingersoll Avenue for right-of-way purposes.
3. No allowance of signage on the property without site development of a building.

The adjoining property is owned by James R. Piggott Marital Trust

MOVED by Hensley to receive and file and refer to the Engineering Department, Real Estate Division.

FORM APPROVED:

Roger K Brown
Roger K. Brown
Assistant City Attorney

(11-2008-1.03)

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
HENSLEY	✓			
KIERNAN	✓			
MAHAFFEY	✓			
MEYER	✓			
VLASSIS	✓			
TOTAL	7			

CERTIFICATE

I, DIANE RAUH, 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.

Diane Rauh City Clerk

MOTION CARRIED APPROVED
T. M. Franklin Cowrie
Mayor