

★ Roll Call Number

16-1897

Agenda Item Number

16

Date November 7, 2016

RECEIVE AND FILE COMMUNICATION FROM THE PLAN AND ZONING COMMISSION REGARDING REQUEST FROM HARBACH LOFTS, LLC FOR VACATION OF RIGHT-OF-WAY ADJOINING 300 SOUTHWEST 5TH STREET

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on October 6, 2016, its members voted 12-0 to recommend APPROVAL of a request from Harbach Lofts, LLC (owner), represented by Angie Pfannkuch (officer), for vacation of a 3-foot by 10-foot (30 square feet) segment of the west side of the Southwest 5th Street right-of-way adjoining 300 Southwest 5th Street, to allow for permanent door swing from the entrance of the existing building into the right-of-way subject to the following conditions:

- 1. Review and approval of an amended Site Plan by the City's Permit and Development Center to ensure that proposed vacation does not negatively impact the street trees or planter beds within Southwest 5th Street right-of-way.
2. Reservation of any necessary easements for all existing utilities in place until such time that they are abandoned or are relocated.

MOVED by Hensley to receive and file the attached communication from the Plan and Zoning Commission, and refer to the Engineering Department, Real Estate Division.

FORM APPROVED:

Glenna K. Frank
Assistant City Attorney

(11-2016-1.22)

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, COLEMAN, GATTO, GRAY, HENSLEY, MOORE, WESTERGAARD, and TOTAL (7 yeas).

MOTION CARRIED APPROVED
7. M. Franklin Council Mayor

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