

★ Roll Call Number

16-2146

Agenda Item Number

18

Date December 19, 2016

RECEIVE AND FILE COMMUNICATION FROM THE PLAN AND ZONING COMMISSION REGARDING REQUEST FROM MARKET DISTRICT ONE, LLC FOR VACATION OF RIGHT-OF-WAY ADJOINING 401 SOUTHEAST 6TH STREET AND 400 SOUTHEAST 7TH STREET

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on December 1, 2016, its members voted 10-0-1 to recommend APPROVAL of a request from Market District One, LLC (developer), represented by Matt Connolly (agent), for the following vacation of the following segments of City-owned right-of-way adjoining 401 Southeast 6th Street and 400 Southeast 7th Street (collectively "subject property"), all subject to retention by the City of a minimum 60-foot wide right-of-way for Raccoon Street and Southeast 7th Street:

- (a) Segment of north/south alley between Southeast 6th Street and Southeast 7th Street to a point approximately 112 feet to the south;
(b) Irregular segment of undeveloped East Martin Luther King Jr. Parkway right-of-way south of and adjoining the subject property;
(c) 14.6-foot by 244.8-foot segment of Raccoon Street right-of-way north of and adjoining the subject property; and
(d) The west 13 feet of Southeast 7th Street east of and adjoining the subject property.

MOVED by Gatto 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

(11-2016-1.24A-D)

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

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.

T. M. Franklin Council Mayor

Diane Rauh City Clerk