



Roll Call Number

17-0861

Agenda Item Number

18

Date May 22, 2017

REQUEST BY KATY BROWN FOR CITY COUNCIL INITIATION OF THE  
PROCESS TO CONSIDER THE VACATION OF THE EAST/WEST  
ALLEY ADJOINING HER RESIDENCE AT 1212 HUTTON STREET

WHEREAS, Katy Brown has filed an application with the Community Development Department seeking the vacation and conveyance of the east/west alley legally described below and lying south of adjoining her residence at 1212 Hutton Street; and,

WHEREAS, City policy requires that an application to privately initiate the vacation of a public right-of-way must be accompanied by the written consent of the owners of all property adjoining the right-of-way proposed to be vacated; and,

WHEREAS, the owners of two of the parcels adjoining the south side of the east/west alley described below have refused to consent to the vacation of the alley, notwithstanding the fact they are occupying and using the entire width of the adjoining alley for their private use and have rendered the alley impassible for public use; and,

WHEREAS, Katy Brown has requested that the City Council initiate the process to consider the vacation of this alley.

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Des Moines, Iowa, as follows:

1. The application from Katy Brown for the vacation of the east/west alley adjoining 1212 Hubbell Street, more specifically described as follows, is hereby received and filed:

All the east/west alley right-of-way lying South of and adjoining Lot 53, in Ashbrook, an Official Plat, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

2. The vacation of the east/west alley described above is hereby referred to the Plan and Zoning Commission and City staff for review and recommendation to the City Council.



Roll Call Number

170801

Agenda Item Number

18

-2-

Date May 22, 2017

MOVED by Gatto to adopt.

FORM APPROVED:

Roger K Brown

Roger K. Brown

Assistant City Attorney

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COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GATTO	✓			
GRAY	✓			
HENSLEY	✓			
MOORE	✓			
WESTERGAARD	✓			
TOTAL	7			
MOTION CARRIED		APPROVED		

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 Cownie Mayor

Diane Rauh

City Clerk