

★ Roll Call Number

17-1642

Agenda Item Number

16

Date September 25, 2017

RECEIVE AND FILE COMMUNICATION FROM THE PLAN AND ZONING COMMISSION REGARDING REQUEST FROM IMPERIAL PROPERTIES, INC. FOR VACATION OF LYON STREET BETWEEN EAST 15TH STREET AND EAST 16TH STREET AND OF THE EAST/WEST ALLEY RIGHT-OF-WAY ADJOINING 1500-1554 DES MOINES STREET AND 606 EAST 16TH STREET

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on September 7, 2017, its members voted 11-0 to recommend APPROVAL of a request from Imperial Properties, Inc. (owner), for vacation of a segment of Lyon Street right-of-way between East 15th Street and East 16th Street and the east/west alley right-of-way between East 15th Street and East 16th Street adjoining 1500-1554 Des Moines Street and 606 E. 16th Street, to allow for assemblage with adjoining property for commercial and/or residential redevelopment, subject to the following conditions:

- 1. Easements shall be provided for any existing utilities in place until such time that they are abandoned or are relocated.
2. Any future use of the vacated right-of-way shall be in accordance with all Site Plan policies and requirements, including but not limited to any applicable zoning that may be adopted.
3. Any conveyance of the vacated right-of-way shall be subject to approval by City Council of a redevelopment concept plan.
4. A permanent vehicular and pedestrian access easement, in form approved by the City and the adjoining owner, shall be granted across the portion of the East/West alley adjoining 620 E. 16th Street for the benefit of said property.
5. The portion of Lyon Street north of and adjoining 620 E. 16th Street shall remain open space.

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

(11-2017-1.09)

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

Chris Coleman
MAYOR PRO TEM

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