



Roll Call Number

18-08109

Agenda Item Number

28

Date May 21, 2018

RECEIVE AND FILE COMMUNICATION FROM THE PLAN AND ZONING COMMISSION REGARDING REQUEST FROM 400 SE 6TH STREET, LLC FOR VACATION OF THE NORTH 40 FEET OF EAST MARTIN LUTHER KING, JR. PARKWAY AND THE NORTH/SOUTH ALLEY BETWEEN RACCOON STREET AND EAST MARTIN LUTHER KING, JR. PARKWAY ADJOINING 401 SOUTHEAST 5TH STREET AND 410 SOUTHEAST 6TH STREET

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on May 3, 2018, its members voted 12-0 to recommend APPROVAL of a request from 400 SE 6th Street, LLC (owner), represented by Jake Christensen (officer), for vacation of the north 40 feet of East Martin Luther King, Jr. Parkway right-of-way and the north/south alley between Raccoon Street and East Martin Luther King, Jr. Parkway, all adjoining 401 Southeast 5th Street and 410 Southeast 6th Street, to allow development of additional off-street parking for adjoining restaurant uses, subject to the following conditions:

- 1. Any necessary easements for all existing utilities in place shall be provided until such time that they are abandoned or are relocated.
2. Any off-street parking lot constructed on the property shall be setback at least 40 feet from the resulting front property line along East Martin Luther King, Jr. Parkway.
3. Any conveyance shall be subject to approval of a redevelopment plan by City Council that includes the requested Right-of-Way and an adjoining property.

MOVED by Gray 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
Glenna K. Frank, Assistant City Attorney

(11-2018-1.11)

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, BOESEN, COLEMAN, GATTO, GRAY, MANDELBAUM, 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.

MOTION CARRIED APPROVED
T. M. Franklin Council Mayor

Diane Rauh City Clerk