

★ Roll Call Number

18-2062

Agenda Item Number

25

Date December 17, 2018

RECEIVE AND FILE COMMUNICATION FROM THE PLAN AND ZONING COMMISSION REGARDING REQUEST FROM NELSON DEVELOPMENT 1, LLC FOR VACATION OF RIGHT-OF-WAY ADJOINING 2650 UNIVERSITY AVENUE

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on December 6, 2018, its members voted 9-0 to recommend APPROVAL of a request from Nelson Development 1, LLC, represented by Alexander Grgurich (officer), to vacate the following segment of City right-of-way adjoining 2650 University Avenue, to allow for assemblage with the adjoining properties and redevelopment for a 5-story hotel building, subject to reservation of easements for any existing utilities until such time that they are abandoned or relocated, and provision of minimum 20-foot wide public access easement(s) to ensure vehicles are able to drive in between the northern terminus of the remaining segment of north/south alley and both 26th Street and 27th Street:

- (1) North/south alley between 26th Street and 27th Street running from University Avenue to a point 329 feet to the south;
(2) Air rights within the adjoining south 1.5 feet of University Avenue and the east 1.0 feet of 27th Street; and
(3) Subsurface rights within the adjoining south 3.0 feet of University Avenue and the adjoining east 3.0 feet of 27th Street.

MOVED by Boesen 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

(11-2018-1.25)

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

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.

J. M. Franklin Cownie Mayor

Diane Rauh City Clerk