



Roll Call Number

80-0419

Agenda Item Number

17

Date March 9, 2020

RECEIVE AND FILE COMMUNICATION FROM THE PLAN AND ZONING COMMISSION REGARDING REQUEST FROM EMPLOYERS MUTUAL CASUALTY COMPANY FOR VACATION OF SEGMENTS OF RIGHT-OF-WAY ADJACENT TO PROPERTY AT 655 WALNUT STREET

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on February 20, 2020, its members voted 8-0 to recommend APPROVAL of a request from Employers Mutual Casualty Company (owner) 655 and 701 Walnut Street, represented by Cindy McCauley (officer), to vacate the below listed segments of public right-of-way, all in the vicinity of 655 Walnut Street:

- 1. A segment of air rights within the east/west alley and 7th Street adjoining 655 Walnut Street to allow for encroachment of the private portion of the 2nd Story Skywalk Bridge over the street;
2. Two segments of surface and subsurface Right-of-Way on the eastern portion of 7th Street adjacent to 655 Walnut Street and 319 7th Street to allow for support elements of the Skywalk Bridge;
3. Two segments of surface and subsurface Right-of-Way on the western portion of 7th Street adjacent to 701 Walnut Street and 700 Locust Street,

subject to the following conditions:

- 1. Reservation of any necessary easements to allow public access to the alley entrances from 7th Street;
2. Reservation of any existing utilities until such time as they are abandoned or relocated at the applicant's expense; and
3. Any construction on the proposed vacations shall be in accordance with all administrative comments as part of the Site Plan review.

MOVED by Boeson to receive and file the attached communication from the Plan and Zoning Commission, and refer to the Engineering Department, Real Estate Division.

FORM APPROVED:

Judy K. Parks-Kruse, Assistant City Attorney

(11-2020-1.02)

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, BOESEN, GATTO, GRAY, MANDELBAUM, VOSS, WESTERGAARD, and TOTAL. Includes MOTION CARRIED and APPROVED checkboxes.

CERTIFICATE

I, P. Kay Cmelik, 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.

Handwritten signature of J. M. Franklin, Mayor

Handwritten signature of P. Kay Cmelik, City Clerk