



Roll Call Number

21-0260

Agenda Item Number

15

Date February 22, 2021

**RECEIVE AND FILE COMMUNICATION FROM THE PLAN AND ZONING COMMISSION
REGARDING CITY-INITIATED REQUEST FOR VACATION OF SEGMENTS OF
RIGHT-OF-WAY WITHIN THE MARKET DISTRICT**

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on February 4, 2021, its members voted 13-0 to recommend **APPROVAL** of a City-initiated request to vacate the following segments of City right-of-way within an area generally bounded by East Vine Street on the north, East Martin Luther King, Jr. Parkway on the south, Southeast 5th Street on the east, and Southeast 3rd Street on the west, within the Market District area, to accommodate right-of-way acquisitions needed to reconfigure block areas for redevelopment in accordance with the Market District at East Village Large-Scale Development Plan, subject to reservation of easements for any existing utilities until such time that they are abandoned or relocated as part of redevelopment of the Market District at East Village area at the expense of private developers or in accordance with a development agreement with the City of Des Moines:

- A) Segment of the west side of Southeast 3rd Street between East Vine Street and East Market Street.
- B) Southeast 3rd Street from the south side of East Market Street to a point 71.90 feet north.
- C) East Market Street from Southeast 3rd Street to Southeast 4th Street.
- D) Segment of the west side of Southeast 4th Street between East Market Street and Vacated East Elm Street.
- E) Segment of the west side of Southeast 4th Street between Vacated East Elm Street to the south side of Vacated Raccoon Street.
- F) Segment of the west side of Southeast 4th Street between Vacated Raccoon Street and East M.L. King Jr. Parkway.
- G) Segment of the east side of Southeast 4th Street between East Vine Street and Vacated East Market Street.
- H) Segment of the east side of Southeast 4th Street at Vacated East Market Street.
- I) Segment of the east side of Southeast 4th Street between Vacated East Market Street and East Elm Street.
- J) Segment of the east side of Southeast 4th Street between East Elm Street and East Raccoon Street.
- K) Segment of the east side of Southeast 4th Street at Vacated Raccoon Street.
- L) Segment of the east side of Southeast 4th Street between Vacated Raccoon Street and East M.L. King Jr. Parkway.
- M) Segment of the west side of Southeast 5th Street between East Vine Street and Vacated East Market Street.
- N) Segment of the west side of Southeast 5th Street at Vacated East Market Street.
- O) Segment of the west side of Southeast 5th Street between Vacated East Market Street and East Elm Street.
- P) Segment of the west side of Southeast 5th Street between Vacated East Elm Street and Raccoon Street.
- Q) Segment of the west side of Southeast 5th Street at Vacated Raccoon Street.
- R) Segment of the west side of Southeast 5th Street between Vacated Raccoon Street and East M.L. King Jr. Parkway.
- S) Segment of the east side of Southeast 5th Street between East Vine Street and East Market Street.
- T) Segment of East Market Street from Southeast 5th Street to Southeast 6th Street.



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

FORM APPROVED:

/s/ Glenna K. Frank
Glenna K. Frank, Assistant City Attorney

(11-2021-1.02)

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

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.

MOTION CARRIED APPROVED
J. M. Franklin Cownie Mayor

P. Kay Cmelik City Clerk