



Roll Call Number

22-1722

Agenda Item Number

14

Date November 7, 2022

RECEIVE AND FILE COMMUNICATION FROM THE PLAN AND ZONING COMMISSION REGARDING REQUEST FROM LIBERTY HOLDINGS, INC., REPRESENTED BY JEFF TUCKER (OWNER) FOR VACATION OF THE 150-FOOT LONG SEGMENT OF DIXON COURT RIGHT-OF-WAY LOCATED NORTH OF EAST WASHINGTON AVENUE

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on October 20, 2022, its members voted 12-0 to recommend **APPROVAL** of a request from Liberty Holdings, Inc., represented by Jeff Tucker, 1626 Dixon Street (Owner) to the real estate legally described below, subject to the reservation of any necessary easements for any existing utilities until such time that they are abandoned or relocated at the applicant's expense and further subject to an easement to allow vehicular access to the parcel (Geo Parcel # 7924-36-253-029) immediately to the east of the proposed vacation until such time that it is no longer needed:

ALL THAT PART OF LOT G (DIXON COURT) LYING WEST OF AND ADJOINING LOTS 22 THROUGH 24 IN BLOCK 6, T.E. BROWN'S OFFICIAL PLAT OF THE NORTHEAST 1/4 OF SECTION 36, TOWNSHIP 79 NORTH, RANGE 24 WEST OF THE 5TH P.M. (EXCEPT THE NORTHEAST 40 ACRES), AN OFFICIAL PLAT, ALL NOW INCLUDED IN AND FORMING A PART OF CITY OF DES MOINES, POLK COUNTY, IOWA, AND CONTAINING APPROXIMATELY 0.17 ACRES (7.500 SQUARE FEET).

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.

Second by Boesen.

APPROVED AS TO FORM:

/s/ Lisa A. Wieland
Lisa A. Wieland
Assistant City Attorney

(ROWV-2022-000023)

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				✓
BOESEN	✓			
GATTO	✓			
SHEUMAKER	✓			
MANDELBAUM	✓			
VOSS	✓			
WESTERGAARD	✓			
TOTAL	12			1

MOTION CARRIED

APPROVED

John Fubell
MAYOR PRO TEM

CERTIFICATE

I, Laura Baumgartner, 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.

Laura Baumgartner

City Clerk