



Roll Call Number

23-0645

Agenda Item Number

21

Date May 8, 2023

RECEIVE AND FILE COMMUNICATION FROM THE PLAN AND ZONING COMMISSION REGARDING REQUEST FROM LISA WERTZ (CONTRACT BUYER) AND KRISTOPHER WERTZ (CONTRACT BUYER) FOR VACATION OF SURFACE RIGHTS-OF-WAY OF APPROXIMATELY 283 LINEAL FEET OF UNDEVELOPED SOUTHWEST FOURTH STREET RIGHT-OF-WAY BOUNDED BY PORTER AVENUE TO THE NORTH AND DIEHL AVENUE TO THE SOUTH, AND TO THE WEST OF AND ADJACENT TO THE PROPERTY AT 315 DIEHL AVENUE

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on April 20, 2023, its members voted 11-0 to recommend APPROVAL of a request from Lisa Wertz and Kristopher Wertz (Contract Buyers), for vacation of approximately 283 lineal feet of undeveloped Southwest Fourth Street right-of-way bounded by Porter Avenue to the north and Diehl Avenue to the south, and to the west of and adjacent to the property at 315 Diehl Avenue, 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.

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/ Chas M. Cahill
Chas M. Cahill
Assistant City Attorney

(ROWV-2023-000003)

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, BOESEN, GATTO, SHEUMAKER, MANDELBAUM, VOSS, WESTERGAARD, and TOTAL.

MOTION CARRIED APPROVED
J. M. Franklin Cownie Mayor

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