

★ Roll Call Number

23-1168

Agenda Item Number

11

Date August 21, 2023

**RECEIVE AND FILE COMMUNICATION FROM THE PLAN AND ZONING COMMISSION REGARDING REQUEST FROM BOUNTHIENG J. EGKHOUNMUONG AND MANICHANH EGKHOUNMUONG (OWNERS) FOR VACATION OF 461 LINEAL FEET OF THE EASTERNMOST UNDEVELOPED HART AVENUE SURFACE RIGHT-OF-WAY IN THE VICINITY OF THE ADJOINING PROPERTY LOCATED AT 1540 HART AVENUE**

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on August 3, 2023, its members voted 13-0 to recommend **APPROVAL** of a request from Bounthieng J Egkhounmuong and Manichanh Egkhounmuong (Owners) for vacation of 461 lineal feet of the easternmost undeveloped Hart Avenue surface right-of-way in the vicinity of adjoining properties at 1540 Hart Avenue, subject to the reservation of easements for any existing utilities until such time that they are abandoned or relocated at the applicant's expense and provision of any necessary no-build easements.

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

SECOND BY Voss

APPROVED AS TO FORM:

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

(ROWV-2023-000008)

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
BOESEN	✓			
GATTO	✓			
SHEUMAKER				✓
MANDELBAUM	✓			
VOSS	✓			
WESTERGAARD	✓			
TOTAL	6			1
MOTION CARRIED	APPROVED			

J. M. Frankin 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