

★ Roll Call Number

23-1316

Agenda Item Number

26

Date October 2, 2023

RECEIVE AND FILE COMMUNICATION FROM THE PLAN AND ZONING COMMISSION REGARDING REQUEST FROM MMR ENTERPRISES, LLC (OWNER, 2400 COURTLAND AVENUE), REPRESENTED BY MARK DAVIS (OFFICER), FOR VACATION OF AN "L"-SHAPED ALLEY RIGHT-OF-WAY LOCATED IN THE VICINITY OF 2400 COURTLAND DRIVE, WHERE THE RIGHT-OF-WAY IS BOUNDED BY KIRKWOOD AVENUE TO THE NORTH AND COURTLAND DRIVE TO THE EAST

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on September 21, 2023 its members voted 5-3 to recommend APPROVAL of a request from MMR Enterprises, LLC (owner), represented by Mark Davis (officer) for vacation of an "L"-shaped alley right-of-way located in the vicinity of 2400 Courtland Drive, where the right-of-way is bounded by Kirkwood Avenue to the north and Courtland Drive to the east, to allow the vacated area to be assembled and maintained for private use, 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-2022-000002)

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

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.

J. M. Franklin Cowrie Mayor

Laura Baumgartner City Clerk