

★ Roll Call Number
23-1536

Agenda Item Number
21

Date November 6, 2023

RECEIVE AND FILE COMMUNICATION FROM THE PLAN AND ZONING COMMISSION REGARDING REQUEST FROM RALLY CAP PROPERTIES, LLC (OWNER), REPRESENTED BY RYAN FRANCOIS (OFFICER), FOR VACATION OF THE SOUTHERNMOST 100 LINEAL FEET OF A NORTH/SOUTH ALLEY RIGHT-OF-WAY IN THE VICINITY OF 601 24TH STREET, WHICH IS WITHIN THE BLOCK BOUNDED BY HIGH STREET TO THE SOUTH AND WOODLAND AVENUE TO THE NORTH

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on October 19, 2023, its members voted 13-0 to recommend **APPROVAL** of a request from Rally Cap Properties, LLC (owner), represented by Ryan Francois (officer), for vacation of the southernmost 100 lineal feet of a north/south alley right-of-way in the vicinity of 601 24th Street, which is within the block bounded by High Street to the south and Woodland Avenue to the north, to allow the vacated area to be 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-2023-000014)

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

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 Cownie Mayor

Laura Baumgartner City Clerk