

ORDINANCE NO. 14,056

AN ORDINANCE vacating the street segments identified as Walnut Street from E. 30th Court to E. 31st Street; East/West alley between Walnut Street and Logan Avenue from E. 30th Court to E. 31st Street; Logan Avenue from E. 30th Court to E. 31st Street; East/West alley between Logan Avenue and Dean Avenue from E. 30th Court to E. 31st Street; and E. 31st Street from Walnut Street to Dean Avenue.

WHEREAS, all prior requirements of law pertaining to the vacation of public right-of-way have been fully observed; and

WHEREAS, it is desirable that the public right-of-way herein described be vacated; NOW, THEREFORE,

BE IT ORDAINED by the City Council of the City of Des Moines, Iowa:

Section 1. That the street segments identified as Walnut Street from E. 30th Court to E. 31st Street; East/West alley between Walnut Street and Logan Avenue from E. 30th Court to E. 31st Street; Logan Avenue from E. 30th Court to E. 31st Street; East/West alley between Logan Avenue and Dean Avenue from E. 30th Court to E. 31st Street; and E. 31st Street from Walnut Street to Dean Avenue, be and are hereby vacated:

All of 25.0 foot E. 31st Street right-of-way, being Lots 9 and 21, Block D, Cotton Mill Addition, an Official Plat; and all of 60.0 foot East Walnut Street right-of-way lying North of and adjoining Lots 1 through 9, Block D, of said Cotton Mill Addition; and all of 16.0 foot East/West alley right-of-ways lying North of and adjoining Lots 13 through 21; Blocks D and E, of said Cotton Mill Addition; and all of 60.0 foot Logan Avenue right-of-way lying North of and adjoining Lots 1 through 9, Block E, of said Cotton Mill Addition, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

Sec. 2. The City hereby vacates and releases the 12" sanitary sewer main and easement that runs east of the 21" sanitary sewer main existing in East 30th Court. The City of Des Moines hereby reserves an easement upon the property described above for the continued use and maintenance of any other utilities now in place, with the right of entry for servicing same.

Sec. 3. That the City Clerk is hereby authorized and directed to cause certified copies of this ordinance and proof of publication thereof together with proof of publication of the notice of the public hearing on this matter to be properly filed in the office of the Recorder of Polk County, Iowa.

Sec. 4. This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

FORM APPROVED:

Paul L. White, Assistant City Attorney

Preston Daniels, Mayor

Attest:

I, Donna Boetel-Baker, City Clerk of the City of Des Moines, Iowa, hereby certify that the above and foregoing is a true copy of an ordinance (Roll Call No. 02-494), passed by the City Council of said City at a meeting held February 18, 2002, signed by the Mayor on February 18, 2002, and published as provided by law in the Business Record on March 4, 2002. Authorized by Publication Order No. 3136.

Donna Boetel-Baker, MMC City Clerk