

ORDINANCE NO. 14,590

AN ORDINANCE vacating a dead-end segment of Hawthorne Street right-of-way south of Indianola Road.

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 a dead-end segment of Hawthorn Street right-of-way south of Indianola Road, more specifically described as follows, be and is hereby vacated.

All that part of Hawthorne Street right-of-way lying South of the southerly right-of-way line of Indianola Avenue and North of a line drawn 16.0 feet northerly from (measured along the easterly line of Hawthorne Street, vacated by Ordinance No. 5354, December 10, 1951) and parallel to the northerly line of Lot 41, all in First Plat of Clifton Heights, an Official Plat, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

Sec. 2. The City of Des Moines hereby reserves an easement upon the property described above for the continued use and maintenance of any 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:

Ann DiDonato, Assistant City Attorney

T.M. Franklin Cownie, Mayor

Attest:

I, Diane Rauh, 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. 06-1921), passed by the City Council of said City at a meeting held September 25, 2006 signed by the Mayor on September 25, 2006 and published as provided by law in the Business Record on October 9, 2006 Authorized by Publication Order No. 5148.

Diane Rauh, City Clerk