

ORDINANCE NO. 14,644

AN ORDINANCE vacating East Granger Avenue right-of-way from SE 34th Street to SE 37th Street, SE 34th Street right-of-way from East Granger Avenue to Vandalia Road, SE 35th Street right-of-way from East Granger Avenue to Vandalia Road, and SE 37th Street right-of-way from vacated Wabash Railroad to Vandalia 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 East Granger Avenue right-of-way from SE 34th Street to SE 37th Street, SE 34th Street right-of-way from East Granger Avenue to Vandalia Road, SE 35th Street right-of-way from East Granger Avenue to Vandalia Road, and SE 37th Street right-of-way from vacated Wabash Railroad to Vandalia Road, more specifically described as follows, be and is hereby vacated.

Lot B (now known as Southeast 37th Street), Lot E (now known as East Granger Avenue, also known as Granger Avenue and formerly known as Edison Avenue), all in Vandalia Acres, an Official Plat; and Lot A (now known as Southeast 34th Street), Lot B (now known as Southeast 35th Street), and part of Lot D (now known as East Granger Avenue and also known as Granger Avenue) from the northerly extension of the West line of said Lot A to the northerly extension of the East line of said Lot B, all in Vandalia Acres Plat No. 2, 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. 07-808), passed by the City Council of said City at a meeting held April 23, 2007 signed by the Mayor on April 23, 2007 and published as provided by law in the Business Record on May 7, 2007, Authorized by Publication Order No. 5702.

Diane Rauh, City Clerk