

ORDINANCE NO. 14,882

AN ORDINANCE vacating the north/south alley between S.W. 1st Street and Indianola Avenue from Edison Avenue to Indianola 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 north/south alley between S.W. 1st Street and Indianola Avenue from Edison Avenue to Indianola Avenue, more specifically described as follows, be and is hereby vacated.

All that part of North/South Alley right-of-way lying South of the southwesterly right-of-way line of Indianola Avenue and lying northerly of the northwesterly extension of the Southerly line of Lot 5, Block 11, Van's Addition, an Official Plat, and lying easterly of and adjoining Lots 3 and 4 of said Block 11, 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:

Glenna K. Frank, 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. 09-1577), passed by the City Council of said City at a meeting held August 24, 2009 signed by the Mayor on August 24, 2009 and published as provided by law in the Business Record on September 7, 2009. Authorized by Publication Order No. 6640.

Diane Rauh, City Clerk