

ORDINANCE NO. 15,950

AN ORDINANCE vacating a portion of 25th Street and alley right-of-way located between Forest Avenue and Clark Street West of 24th Street.

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:

Sec. 1. That a portion of 25th Street and alley right-of-way located between Forest Avenue and Clark Street West of 24th Street, more specifically described as follows, be and is hereby vacated:

ALL THAT PORTION OF 25TH STREET BETWEEN CLARK STREET AND FOREST AVENUE DESCRIBED AS FOLLOWS: THE 66.00-FOOTWIDE STREET RIGHT OF WAY WEST OF AND ADJACENT TO LOT 15 SMITH'S 4TH ADDITION TO UNIVERSITY PLACE, AN OFFICIAL PLAT, DES MOINES, POLK COUNTY, IOWA AND THE 66.00-FOOT WIDE STREET RIGHT OF WAY WEST OF AND ADJACENT TO LOTS 5, 6, 7, AND 8 IN SMITH'S 2ND ADDITION TO UNIVERSITY PLACE, AN OFFICIAL PLAT, DES MOINES, POLK COUNTY, IOWA; CONTAINING 31,363 SQUARE FEET;

AND

ALL THAT PORTION OF A 16.00-FOOT WIDE ALLEY BETWEEN CLARK STREET AND FOREST AVENUE DESCRIBED AS FOLLOWS: THE 16.00-FOOT WIDE ALLEY EAST OF AND ADJACENT TO LOT 15 SMITH'S 4TH ADDITION TO UNIVERSITY PLACE, AN OFFICIAL PLAT, DES MOINES, POLK COUNTY, IOWA AND THE 16.00-FOOT WIDE ALLEY EAST OF AND ADJACENT TO LOTS 5, 6, 7, AND 8 IN SMITH'S 2ND ADDITION TO UNIVERSITY PLACE, AN OFFICIAL PLAT, DES MOINES, POLK COUNTY, IOWA; CONTAINING 7,603 SQUARE FEET.

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:

Lisa A. Wieland, Assistant City Attorney

T. M. Franklin Cownie, Mayor

Attest: I, P. Kay Cmelik, 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. 20-2052), passed by the City Council of said City at a meeting held on December 7, 2020 and signed by the Mayor on December 7, 2020 and published and provided by law in the Business Record on December 25, 2020. Authorized by Publication Order No. 11359.

P. Kay Cmelik, City Clerk