

ORDINANCE NO. 16,129

AN ORDINANCE vacating a triangular segment of a street right-of-way in the vicinity of the 2400 block Cottage Grove at the intersection of Cottage Grove Avenue on the northeast, Kingman Boulevard on the south and 25th Street on the west.

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 triangular segment of a street right-of-way in the vicinity of the 2400 block Cottage Grove at the intersection of Cottage Grove Avenue on the northeast, Kingman Boulevard on the south and 25th Street on the west, more specifically described as follows, be and is hereby vacated:

A PART OF LOT 188, UNIVERSITY LAND CO.'S FIRST ADDITION TO DES MOINES, AN OFFICIAL PLAT NOW INCLUDED IN THE CITY OF DES MOINES, POLK COUNTY, IOWA AND DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF LOT 189 OF SAID UNIVERSITY LAND CO.'S FIRST ADDITION TO DES MOINES; THENCE SOUTH 19' 41" EAST ALONG THE EAST LINE OF SAID LOT 189, A DISTANCE OF 38.23 FEET; THENCE NORTH 40' 19" EAST, 67.84 FEET TO THE POINT OF BEGINNING; THENCE SOUTH 56°58'12" EAST, 63.50 FEET; THENCE SOUTH 10°01'48" WEST, 8.08 FEET; THENCE SOUTH 60° 04'32" WEST, 60.00 FEET; THENCE NORTH 00° 08'06" EAST, 72.50 FEET TO THE POINT OF BEGINNING AND CONTAINING 0.05 ACRES (2,119 S.F.).

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. 22-0816), passed by the City Council of said City at the meeting held on May 23, 2022, and signed by the Mayor on May 23, 2022, and published and provided by law in the Business Record on June 10, 2022. Authorized by Publication Order No. 11921.

P. Kay Cmelik, City Clerk