



Roll Call Number

Agenda Item Number

62

Date March 20, 2006

An Ordinance entitled, "AN ORDINANCE vacating multiple paper streets and alleys in the vicinity of SW 31st Street and Muskogee Avenue",

which was considered and voted upon under Roll Call No. 06-458 of March 6, 2006; again presented.

Moved by _____ that this ordinance be considered and given second vote for passage.

(Second of three required readings)

~~(Council Communication No. 06-163)~~

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BROOKS				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
VLASSIS				
TOTAL				
MOTION CARRIED			APPROVED	

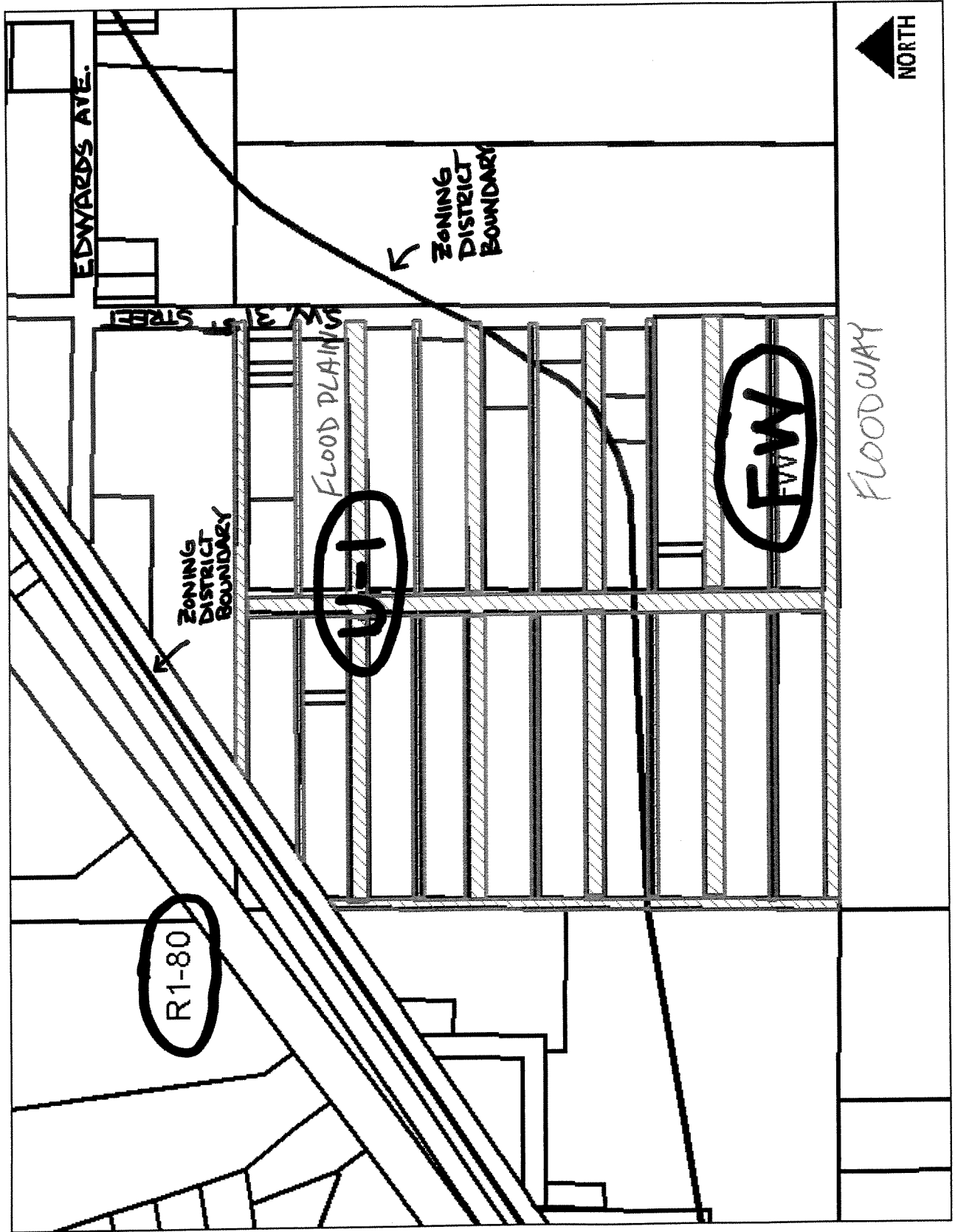
CERTIFICATE

I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

City Clerk

Mayor



36A

62

Prepared by: Ann DiDonato, Assistant City Attorney, 400 Robert D. Ray Drive, Des Moines, Iowa 50320 (515) 283-4130

06458

ORDINANCE NO. _____

AN ORDINANCE vacating multiple paper streets and alleys in the vicinity of SW 31st Street and Muskogee 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 multiple paper streets and alleys in the vicinity of SW 31st Street and Muskogee Avenue, more specifically described as follows, be and is hereby vacated.

All of Linwood Street (now known as Muskogee Avenue); all of Hazel Street (now known as Hazel Avenue); all of Sycamore Street (now known as Tonka Avenue); all of Ash Avenue (formerly known as Hawthorn Street) by Ordinance 1560; all of Oakwood Street (now know as Oakwood Avenue); all of Laura Street (now known as Laura Avenue); all of Southwest 33rd Street and Southwest 35th Street right-of-way in Forest Glen Addition, an Official Plat, and all of the East/West alleys bound by Linwood Street (Muskogee Avenue) Laura Street (Laura Avenue) Southwest 31st Street, and Southwest 35th Street, all in said Forest Glenn Addition, all now included in and forming a part of the City of Des Moines Polk County, Iowa.

DESCRIPTION APPROVED
[Signature]
2/11/06 10:30

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.

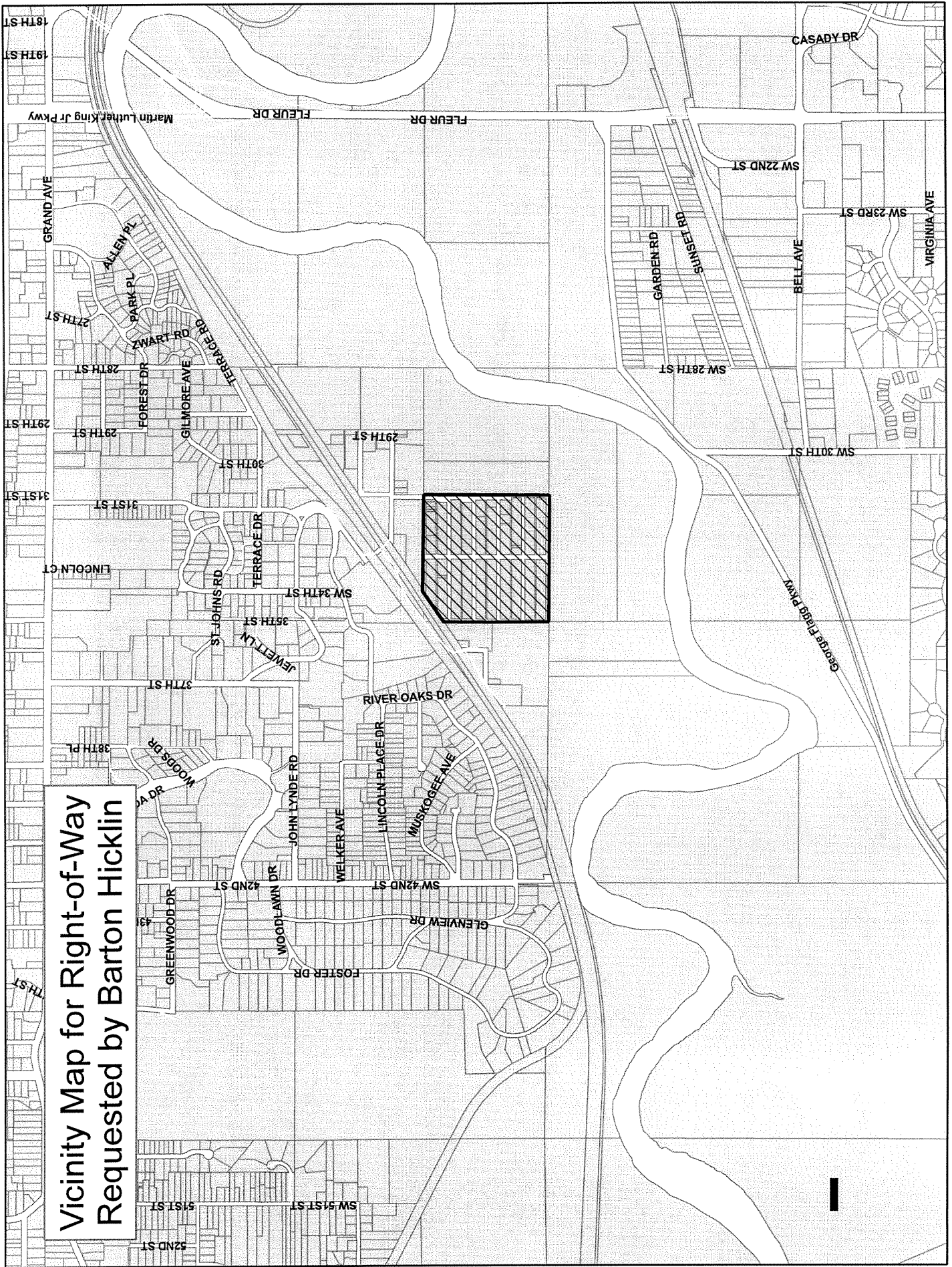
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Sec. 4. This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

FORM APPROVED:

Ann DiDonato
Ann DiDonato
Assistant City Attorney

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Vicinity Map for Right-of-Way Requested by Barton Hicklin

★ Roll Call Number

05-2659

Agenda Item Number

25

Date November 7, 2005

WHEREAS, the City Plan and Zoning Commission has advised in the attached letter that at a public hearing held October 20, 2005, the members recommended by a vote of 8-0 for Conditional APPROVAL of a request from Barton Hicklin (Owner) 3675 Waterworks Parkway for vacation and conveyance of the following streets and alleys in the vicinity of SW 31st Street and Muskogee Avenue:

- A) SW 33rd Street from Muskogee Avenue to Laura Avenue
- B) SW 35th Street from Muskogee Avenue to Laura Avenue
- C) Muskogee Avenue from SW 31st Street to SW 35th Street
- D) Hazel Avenue from SW 31st Street to SW 35th Street
- E) Tonka Avenue from SW 31st Street to SW 35th Street
- F) Ash Avenue from SW 31st Street to SW 35th Street
- G) Oakwood Avenue from SW 31st Street to SW 35th Street
- H) Laura Avenue from SW 31st Street to SW 35th Street
- I) All intervening east/west alleys bound by Muskogee Avenue, Laura Avenue, SW 31st Street, and SW 35th Street,

subject to the following conditions:

- 1) Provision of easements for all existing utilities;
- 2) Purchase of all City-owned parcels fronting subject right-of-way; and
- 3) Prohibition of construction of structures or development of land in anyway that would impact the floodplain or floodway.

MOVED by Vlassis to receive and file, and to refer to the City Manager for further processing in accordance with standard City property disposition procedures.

FORM APPROVED:

Roger K. Brown
Roger K. Brown, Assistant City Attorney

(11-2005-1.29)

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
BROOKS	✓			
COLEMAN	✓			
KIERNAN	✓			
HENSLEY	✓			
MAHAFFEY	✓			
VLASSIS	✓			
TOTAL	7			
MOTION CARRIED				APPROVED

CERTIFICATE

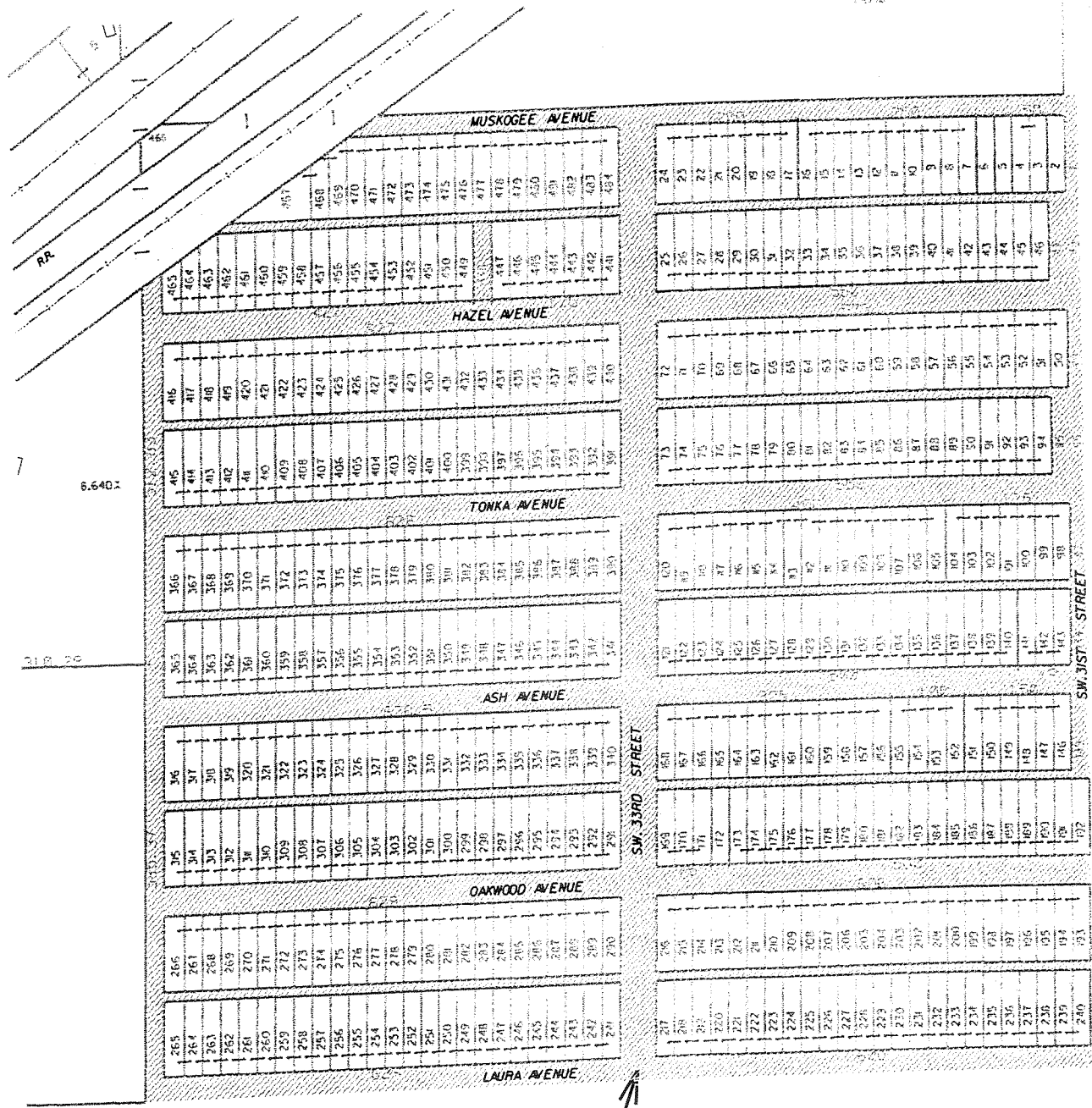
I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

Barton Hicklin Mayor

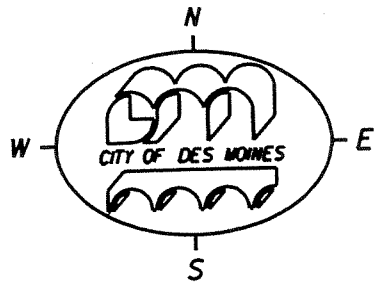
Diane Rauh City Clerk

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6.6401

PROPERTY DISPOSITIONS



PROPERTY DISPOSITION
 HICKLIN - PARCEL #137
 ACTIVITY I.D. 34-2006-024