

★ Roll Call Number

Agenda Item Number

55A

Date April 12, 2010

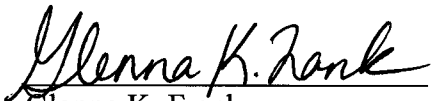
An Ordinance entitled, "AN ORDINANCE vacating State Avenue from Searle Street to East 23rd Street and Searle Street from State Avenue to Frederick M. Hubbell Avenue",

presented.

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

FORM APPROVED:

(First of three required readings)



Glenna K. Frank
Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GRIESS				
HENSLEY				
MAHAFFEY				
MEYER				
MOORE				
TOTAL				

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.

MOTION CARRIED APPROVED

_____ Mayor

_____ City Clerk

SSA

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

ORDINANCE NO. _____

AN ORDINANCE vacating State Avenue from Searle Street to East 23rd Street and Searle Street from State Avenue to Frederick M. Hubbell 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 State Avenue from Searle Street to East 23rd Street and Searle Street from State Avenue to Frederick M. Hubbell Avenue, more specifically described as follows, be and is hereby vacated.

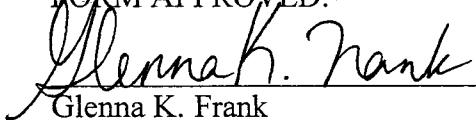
All of Searle Street right-of-way lying West of and adjoining Lots 52 through 56, Allen Place, an Official Plat, and all of State Avenue right-of-way lying North of and adjoining Lots 1 through 6, Ostend, an Official Plat, and lying North of and adjoining vacated Searle Street (Vacated by Ordinance No. 7608, passed February 5, 1968), 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.

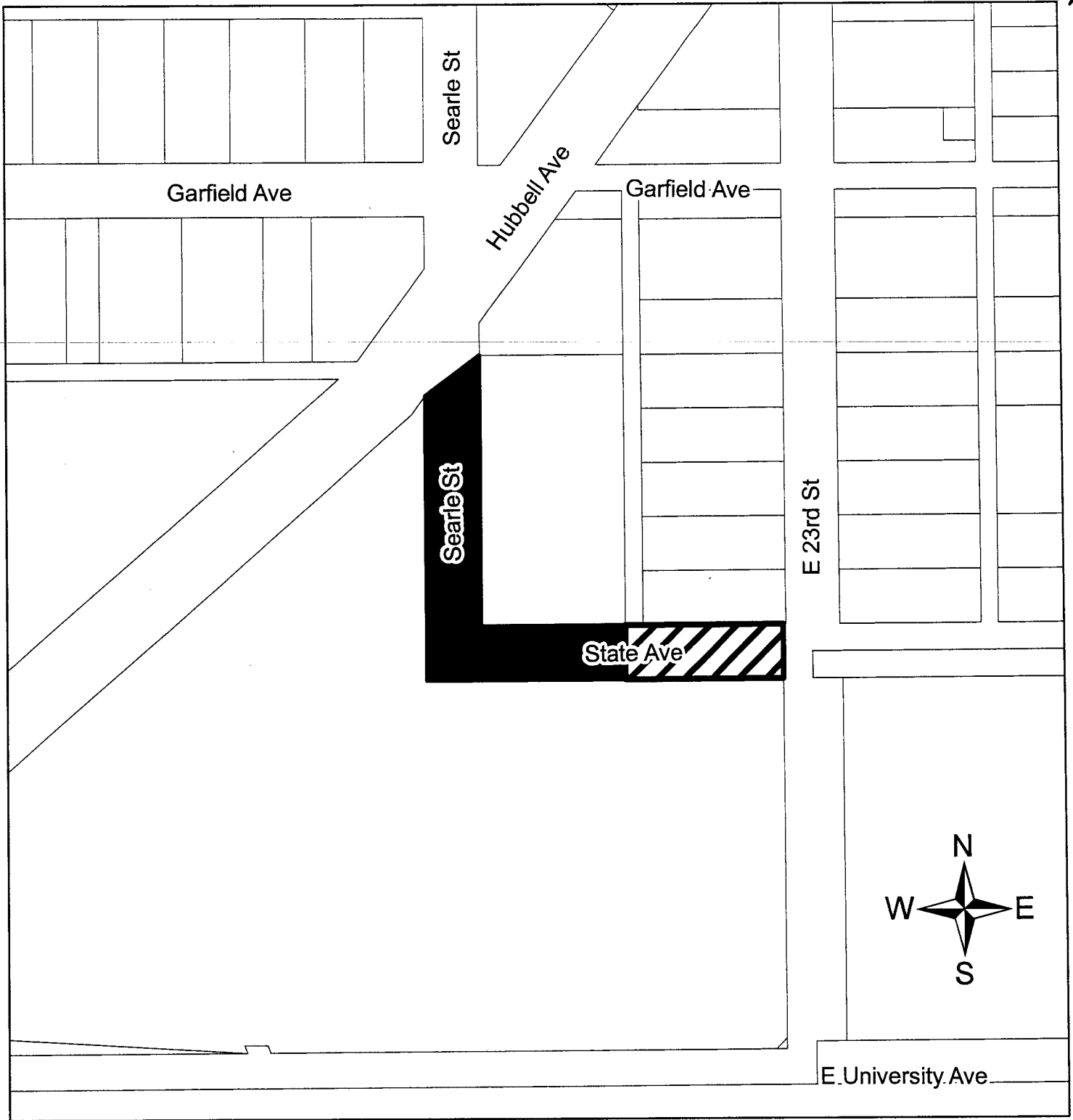
Sec. 4. This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

FORM APPROVED:





Glenna K. Frank
Assistant City Attorney

SSA



Legend

-  DISPOSITION WITH PUBLIC INGRESS-EGRESS
-  DISPOSITION

**DISPOSITION -
ANDERSON ERICKSON DAIRY COMPANY**