

★ **Roll Call Number**

Agenda Item Number

**44**

Date June 22, 2009

An Ordinance entitled, "AN ORDINANCE renaming streets recently annexed into the City of Des Moines to fit within the City of Des Moines street naming and building numbering conventions and to eliminate duplicate street names",

which was first amended to reflect the exceptions to the staff proposal identified in Roll Call No. 09-1032 of June 8, 2009, and then considered and given first vote for passage under Roll Call No. 09-1033 of June 8, 2009; again presented.

( Council Communication No. 09- **414** )

MOVED by \_\_\_\_\_ that this ordinance be considered and given second vote for passage with the following amendments to the original proposal:

Name of Existing Street	Original Staff Recommendation	Alternate Street Name to be approved
Beardsley Street	Beige Street, and E. Beige Street	Border Street, and E. Border Street
Adams Street	Aqua Street, and E. Aqua Street	Acorn Street, and E. Acorn Street
NE 54th Avenue	Sage Street	

FORM APPROVED:

*Roger K. Brown*

Roger K. Brown  
Assistant City Attorney

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COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
MEYER				
VLASSIS				
TOTAL				

MOTION CARRIED

APPROVED

.....  
Mayor

**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

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Prepared by: Roger K. Brown, Assistant City Attorney, 400 Robert Ray Dr., Des Moines, IA 50309  
Phone: 515/283-4541  
Return Address: City Clerk - City Hall, 400 Robert Ray Dr., Des Moines, IA 50309  
Title of Document: Ordinance No. \_\_\_\_\_  
Grantor/Grantee Name: City of Des Moines, Iowa

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ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE renaming streets recently annexed into the City of Des Moines to fit within the City of Des Moines street naming and building numbering conventions and to eliminate duplicate street names.

WHEREAS, on June 22, 1998, by Roll Call No. 98-2075, the City Council approved the involuntary annexation of areas in Polk and Warren Counties located northeast, southeast and south of the City boundaries, and islands of unincorporated land within the City boundaries; and,

WHEREAS, the involuntary annexation was filed with the City Development Board in Docket No. UA98-03, and on September 1, 2005, the involuntary annexation was approved by the local committee formed to consider the matter; and,

WHEREAS, on November 8, 2005 the involuntary annexation was approved at the required election; and,

WHEREAS, on March 26, 2009, the Iowa Court of Appeals upheld the decision of the Polk County District Court affirming the decision of the local committee to approve the involuntary annexation; and,

WHEREAS, substantial portions of the areas originally included within the involuntary annexation have already been brought into the City of Des Moines by voluntary annexations; and,

WHEREAS, the areas already annexed into the City of Des Moines and the remaining areas to be brought into the City of Des Moines by the pending involuntary annexation include streets (formerly county roads) or segments of streets with names that do not fit within the City of Des

Moines street naming and building numbering conventions or that duplicate existing street names; and,

WHEREAS, it is essential for the efficient and expeditious delivery of emergency services that every property have a unique address and that the street names and building numbers for all properties fit within the City of Des Moines street naming and building numbering conventions and not duplicate street names and building numbers in the adjoining jurisdictions; NOW THEREFORE,

BE IT ORDAINED by the City Council of the City of Des Moines, Iowa:

Section 1. That the portions of the streets set forth in the following table and located within the City of Des Moines, Iowa, on the effective date of this ordinance shall be and are hereby given the new name set forth in the following table, and shall hereafter be know by such new name:

EXISTING NAME	NEW NAME	SEGMENT OF STREET TO BE RENAMED (Referenced to existing street names)
<b>Northeast Area - streets located in Polk County</b>		
NE 23rd Avenue	Easton Blvd	extending west from NE Oakhill Drive
NE 27th Avenue	E Sheridan Avenue	between NE Oakhill Drive and Highway 65
NE 30th Place	Hull Avenue	extending east from 120 feet west of NE 51st Ct
NE 38th Avenue	E Douglas Avenue	between NE 44th Drive and NE 56th Street
NE 38th Street	E 38th Street	south of Interstate 80
NE 40th Avenue	E Madison Avenue	extending west from 49th Street
NE 42nd Street	E 42nd Street	extending north from E Aurora
NE 43rd Court	E 43rd Court	between NE Aurora Avenue and NE Hubbell Road
NE 44th Court	E 44th Court	extending north from NE Hubbell Road
NE 44th Drive	E 44th Street	between NE Aurora Avenue and NE Hubbell Road
NE 46th Avenue	E Broadway Avenue	between NE 38th Street and Highway 65
NE 46th Street	E 46th Street	between Interstate 80 and NE Aurora Avenue
NE 50th Street	E 50th Street	between NE Aurora Avenue and NE 46th Street
NE 54th Avenue	Sage Street	between NE 38th Street and NE 46th Street
NE 55th Street	E 55th Street	extending south from NE 38th Avenue
NE 55th Way	E 55th Street	extending northwest from NE 56th Street
NE 56th Street	E 56th Street	between Oakhill Drive and Highway 65

NE Aurora Avenue	E Aurora Avenue	between NE 43rd Court and NE 46th Street
NE Hubbell Road	Hubbell Avenue	between NE Aurora Avenue and Highway 65
NE Oakhill Drive	E Oakhill Drive	between NE 23rd Ave and NE 56th Street
<b>Southeast Area - streets located in Polk County</b>		
SE 40th Avenue	E Watrous Avenue	west of Highway 65
SE 44th Avenue	Evergreen Avenue	west of SE 45th Street
SE 52nd Avenue	E Spring Street	west of Highway 65
SE 57th Avenue	Hart Avenue	west of SE 45th Street
SE 59th Avenue	E Highview Drive	between SE 45th Street and SE 47th Street
SE 60th Avenue	E Payton Avenue	between SE 45th Street and SE 47th Street
SE 62nd Avenue	E Leland Avenue	between SE 45th Street and SE 47th Street
SE 64th Avenue	E Army Post Road	west of Highway 65
SE 72nd Avenue	E Pine Avenue	west of Highway 65
<b>South Area - streets located in Warren County</b>		
80th Avenue	SW 28th Street	between Beardsley Street and Adams Street
83rd Street	SW 23rd Street	extending north from Adams Street
85th Avenue	Fleur Drive	north of Blue Street
100th Avenue	South Union Street	extending north from east/west centerline of Secs 9 & 10, Twp 77, Rge 24
123rd Avenue	SE 25th Street	extending north from Highway 65/69
127th Lane	SE 27th Street	extending north from Adams Street
128th Lane	SE 30th Street	extending north from Adams Street
135th Avenue	SE 34th Street	extending north from 1/4 mile south of Briggs Street
Adams Street	Acorn Street	between 80th Avenue and 83rd Avenue
Adams Street	E Acorn Street	extending west from 135th Street to the point it turns south
Adams Street	SE 26th Street	extending north from Highway 65/69 to the point it turns east
Beardsley Street	Border Street	between 80th Avenue and 100th Avenue
Beardsley Street	E Border Street	between 100th Avenue and 113th Avenue
Blue Street	Bronze Street	between 85th Avenue and R63 (95th Avenue)
Carpenter Street	Cardinal Avenue	between the north/south center line of Secs 8 and 17, Twp 77, Rge 24 and R63 (95th Avenue)

Carpenter Trail	E Cardinal Avenue	extending east from Highway 65/69
Clover Hill Drive	South Union Street	north of Highway 5
County Line Road	E County Line Road	between 100th Avenue and 135th Avenue
Highway 65/69	Southridge Blvd	between Highway 5 and the North River
Highway 69	Southridge Blvd	between County Line Road and the North River
R63 Hwy (95th Ave)	SW 9th Street	extending North from the east/west centerline of Sec 9, Twp 77, Rge 24

Sec. 2. The City Council finds that this action will affect the following official plats in Warren County, Iowa, which directly adjoin one or more of the streets hereby renamed.

- CONCORDIA
- ECHO VALLEY
- FERRARI HEIGHTS
- FERRARI HEIGHTS REPLAT
- GREENFIELD PLAZA
- GROTH SUB DIV
- HARBERT'S SUB DIV
- HARBERT SUB DIV #2
- HILLS OF COVENTRY PLAT #1
- HILLS OF COVENTRY PLAT #2
- HOMESTAKE
- MAURO'S ACRES
- SOUTHWOLD

Sec. 3. The City Council finds that this action will affect the following official plats in Polk County, Iowa, which directly adjoin one or more of the streets in the Northeast Annexation Area hereby renamed.

- BROADWAY ACRES
- BROADWAY BUSINESS PARK PLAT 2
- BROOK RUN VILLAGE PLAT 1
- BROOK RUN VILLAGE PLAT 8
- BROOK RUN VILLAGE PLAT 11
- BROOK RUN WEST
- BROWNSTONE ESTATES

CAPITOL HEIGHTS NO. 2  
CAPITOL HEIGHTS PLAT 3  
CAPITOL HEIGHTS REPLAT  
DAVIS PLACE  
DORIS S. JOHNSON PLACE  
FINI ACRES PLAT 2  
FINI ACRES REPLAT  
GERI'S PLACE  
GLENN ACRES  
JOSIAH F OGLEVIE EST  
K K KORNER PLAT 1  
KATHERINE PLACE  
RICH ACRES  
SUMMERSFIELD PLAT 1  
SUMMERSFIELD PLAT 2  
SYLVAN HEIGHTS  
SYLVAN HEIGHTS PLAT 2  
SYLVAN HEIGHTS PLAT 3  
SYLVAN HEIGHTS PLAT 4  
SYLVAN HEIGHTS PLAT 5  
SYLVAN HEIGHTS PLAT 6  
OP NW 1/4 SEC 21-79-23

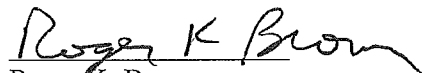
Sec. 4. The City Council finds that this action will affect the following official plats in Polk County, Iowa, which directly adjoin one or more of the streets in the Southeast Annexation Area hereby renamed.

AVON ACRES  
DARRELL ACRES  
ESTEY ESTATES  
KEN DALE  
SOUTHEAST RIVERSIDE  
TOWN OF AVON  
WISTROM ESTATES  
OP LT 7 USS SE 1/4 SEC 19-78-23

Sec. 3. This ordinance shall be in full force and effect from and after the later of its passage and publication as provided by law, or the recording pursuant to Iowa Code §368.20 of the proceedings of the City Development Board in Docket No. UA98-03 regarding the Petition for Involuntary Annexation filed by the City of Des Moines.

Sec. 5. The City Clerk is hereby authorized and directed to cause certified copies of this ordinance to be recorded with the Polk County Recorder and the Warren County Recorder. The City Clerk is hereby further authorized and directed to forward a certified copy of this ordinance to the Polk County Auditor, the Polk County Assessor, the Warren County Auditor and the Warren County Assessor. The City Clerk is hereby further authorized and directed to forward a copy of this ordinance to Qwest Communications, Mid-American Energy, MediaCom, Des Moines Water Works, U.S. Post Office – Post Master, U.S. Post Office – Technical Sales and Services, City Engineer, City Land Records, Public Works – Street Department, Public Works – Forestry Division, Fire Department, Police Department – Research and Development Section, City Traffic and Transportation Division, Information Technology Department, and the City Zoning Enforcement Officer.

FORM APPROVED:

  
Roger K. Brown  
Assistant City Attorney

***Editorial Notes:***

- 1. This draft of the Ordinance contains the amendments recommended by City Staff as of the second reading on June 22, 2009.*
- 2. Filename/Path: C:\Rog\Vacate\Rename\Annexed ROW\Ord V8.doc*