



Roll Call Number

Agenda Item Number

33

Date November 24, 2008

An Ordinance entitled, "AN ORDINANCE vacating the East Granger Avenue right-of-way between Vandalia Road and the Burlington Northern Santa Fe Railroad from SE 35th Street to SE 36th Street.

which was considered and voted upon under Roll Call No. 08-2002 of November 10, 2008; again presented.

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

(Second of three required readings)

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

33 STA
DF-2002

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 the East Granger Avenue right-of-way between Vandalia Road and the Burlington Northern Santa Fe Railroad from SE 35th Street to SE 36th 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:

Section 1. That the East Granger Avenue right-of-way between Vandalia Road and the Burlington Northern Santa Fe Railroad from SE 35th Street to SE 36th Street, more specifically described as follows, be and is hereby vacated.

All that part of Lot D, (Granger Avenue), Vandalia Acres, Plat No. 2, an Official Plat, lying East of the northerly extension of the East line of vacated Lot B, (Southeast 35th Street) of said Vandalia Acres Plat No. 2, vacated by Ordinance 14,644, and lying North of and adjoining Lots 67 and 86, of said Vandalia Acres Plat No. 2, and West of the northerly extension of the West line of said Lot 67, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

DESCRIPTION APPROVED
10/15/10
11/10/10
11/10/10

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.

08-3002
33

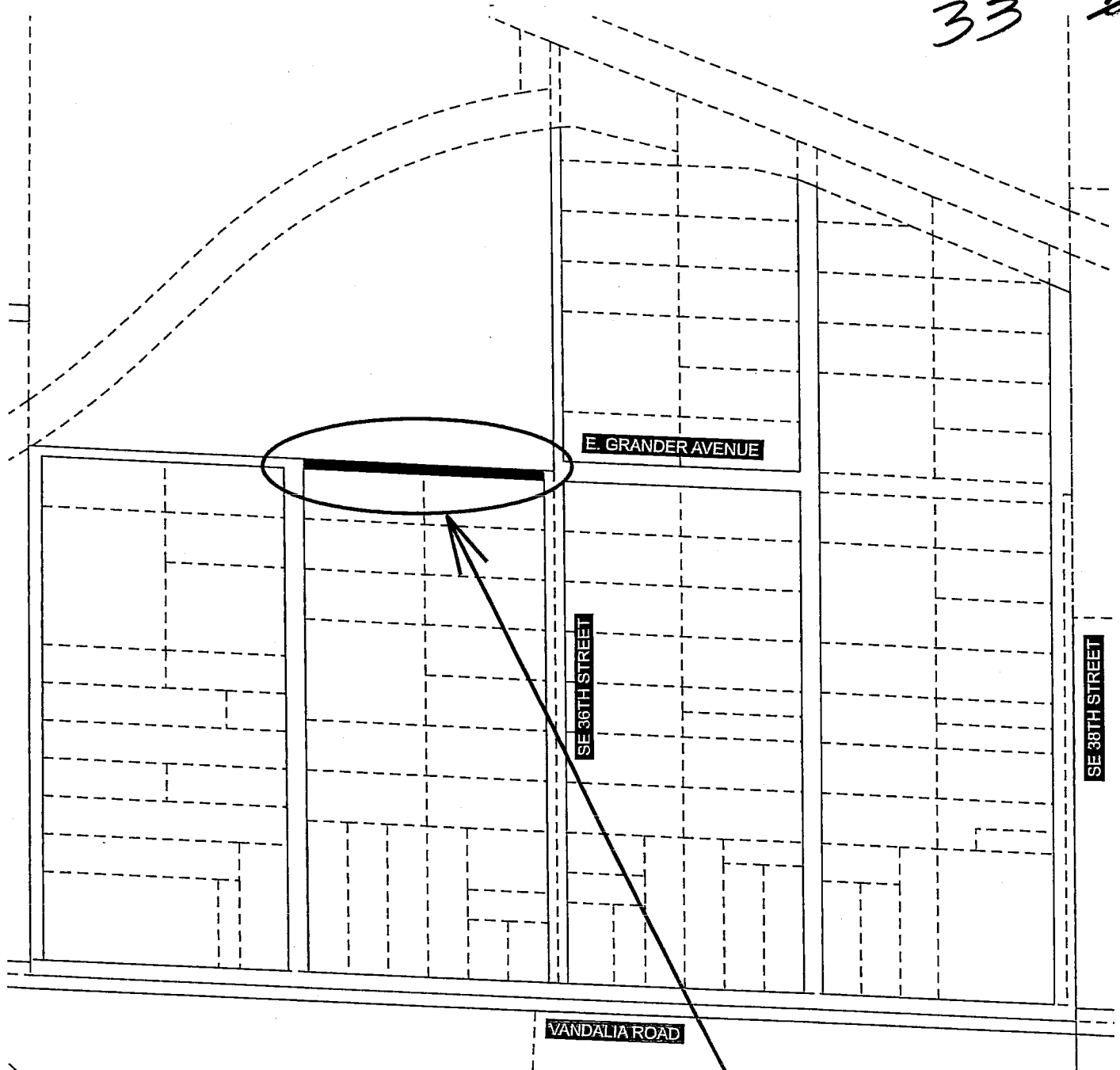
Sec. 4. This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

FORM APPROVED:

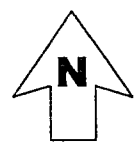
Glenna K. Frank

Glenna K. Frank
Assistant City Attorney

DR-2002
33 51A



PROJECT LOCATION



EAST GRANGER AVENUE VACATION
AGRIMERGENT TECHNOLOGY PARK
33-2003-001