

★ Roll Call Number

Agenda Item Number

47A

Date December 4, 2006

An Ordinance entitled, "AN ORDINANCE vacating a portion of the East/West alley extending West from East 30<sup>th</sup> Street between East Grand and East Capitol Avenues",

presented.

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

FORM APPROVED:

(First of three required readings)

Ann DiDonato  
Ann DiDonato  
Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
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.

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Clerk

47A

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

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

AN ORDINANCE vacating a portion of the East/West alley extending West from East 30<sup>th</sup> Street between East Grand and East Capitol Avenues.

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 a portion of the East/West alley extending West from East 30<sup>th</sup> Street between East Grand and East Capitol Avenues, more specifically described as follows, be and is hereby vacated.

East/West Alley

Except the East 4.5 feet, all the East/West alley right-of-way lying North of and adjoining Lots 1, 2, 3 and 4, Block 1, Elbert and York's Addition to Grand Park, an Official Plat, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

Capitol Avenue

The North 25.0 feet of the Capitol Avenue right-of-way lying South of and adjoining Lots 1, 2, 3 and 4, Block 1, Elbert and York's Addition to Grand Park, an Official Plat, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

DESCRIPTION APPROVED  
*[Signature]*  
11/14/06 12:00p

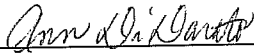
Sec. 2. The City of Des Moines hereby reserves an easement upon the property described above for the continued use and maintenance of any utilities now in place, with the right of entry for servicing same.

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.

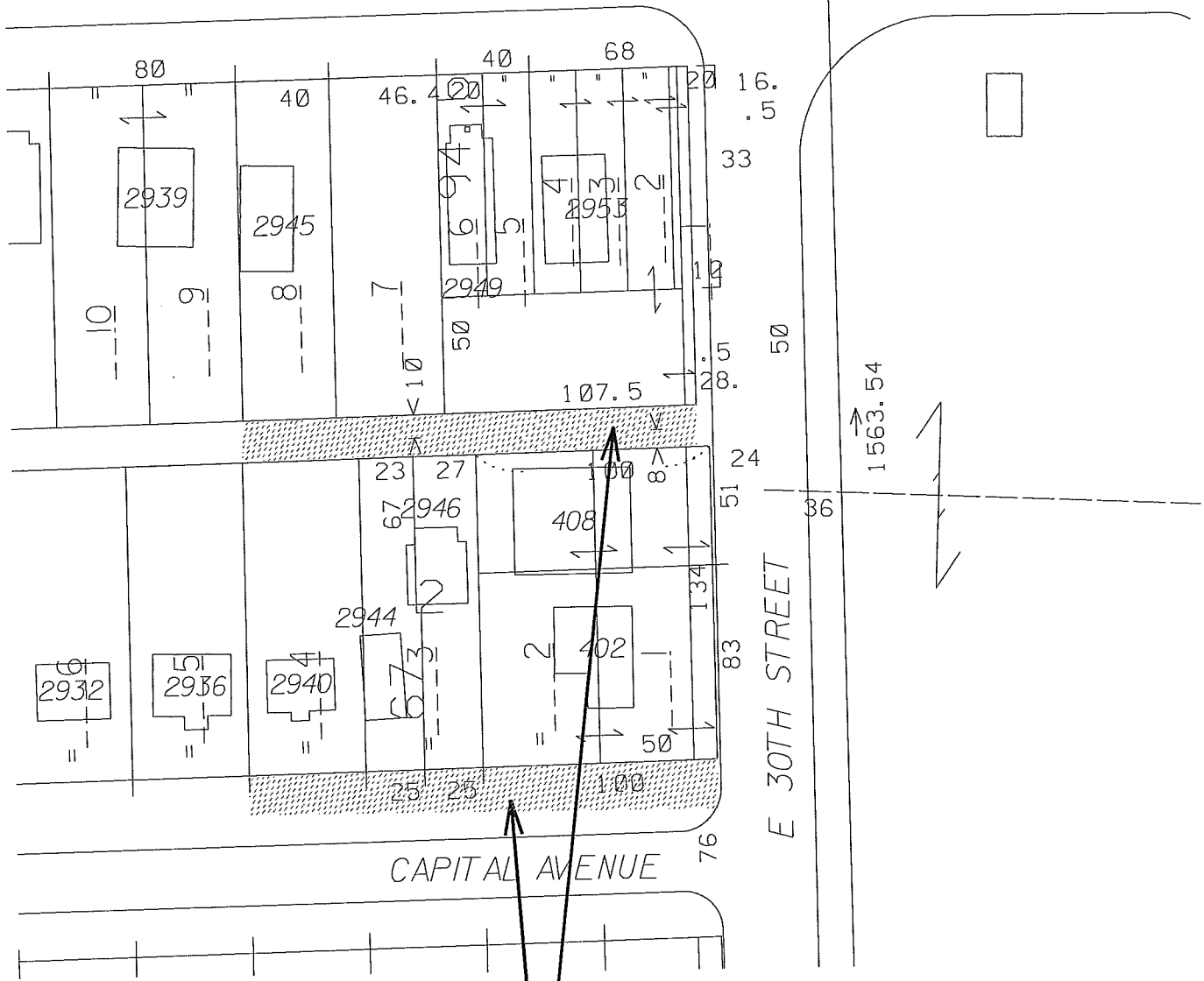
FORM APPROVED:

  
\_\_\_\_\_  
Ann DiDonato  
Assistant City Attorney

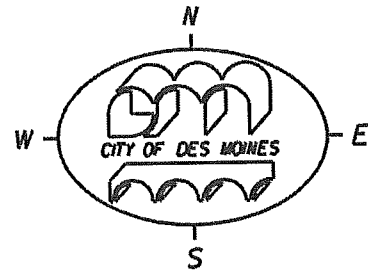
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47A

E. GRAND AVENUE



PROPERTY LOCATION



PROPERTY DISPOSITION  
 NEIGHBORHOOD DEVELOPMENT CORP.  
 ACTIVITY I.D. 34-2007-028