



**Date** December 8, 2008

**CONTINUANCE OF HEARING FOR CONVEYANCE OF A VACATED PORTION OF THE NORTH/SOUTH ALLEY ADJOINING 1535 29<sup>TH</sup> STREET TO DENIS AND NANCY WOLF-KEITH FOR \$100**

**WHEREAS**, on September 13, 1999, by Roll Call No. 99-2814, the City Council adopted a recommendation from the City Plan and Zoning Commission that a portion of the North/South alley right-of-way lying between 28<sup>th</sup> and 29<sup>th</sup> Streets north of Clark Street be vacated and sold; and

**WHEREAS**, on April 24, 2000, by Roll Call No. 00-1229, the City Council passed Ordinance No. 13,814 vacating a portion of said alley right-of-way; and

**WHEREAS**, Denis and Nancy Wolf-Keith own property adjacent to the vacated alley right-of-way and have offered to the City of Des Moines the purchase price identified below for the purchase of such vacated right-of-way described below to be incorporated into their existing residential yard; and

**WHEREAS**, the City of Des Moines has no current or anticipated public need for said vacated alley right-of-way; and

**WHEREAS**, on November 24, 2008, by Roll Call No. 08-2044, it was duly resolved by the City Council that the proposed conveyance be set down for hearing on December 8, 2008, at 5:00 p.m., in the City Council Chambers; and

**WHEREAS**, due notice of said proposal to convey this public real property was given as provided by law, setting forth the time and place for hearing on said proposal; and

**WHEREAS**, it is necessary to continue the public hearing until December 22, 2008, in order to verify the adjoining property owners' interest in purchasing the two remaining portions of the vacated alley right-of-way.

**IT IS THEREFORE MOVED BY** \_\_\_\_\_ **to continue the public hearing until December 22, 2008 at 5:00 p.m. in the Council Chambers.**

★ Roll Call Number

Agenda Item Number

38

Date December 8, 2008

APPROVED AS TO FORM:

Glenna K. Frank  
Glenna K. Frank  
Assistant City Attorney



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

MOTION CARRIED APPROVED

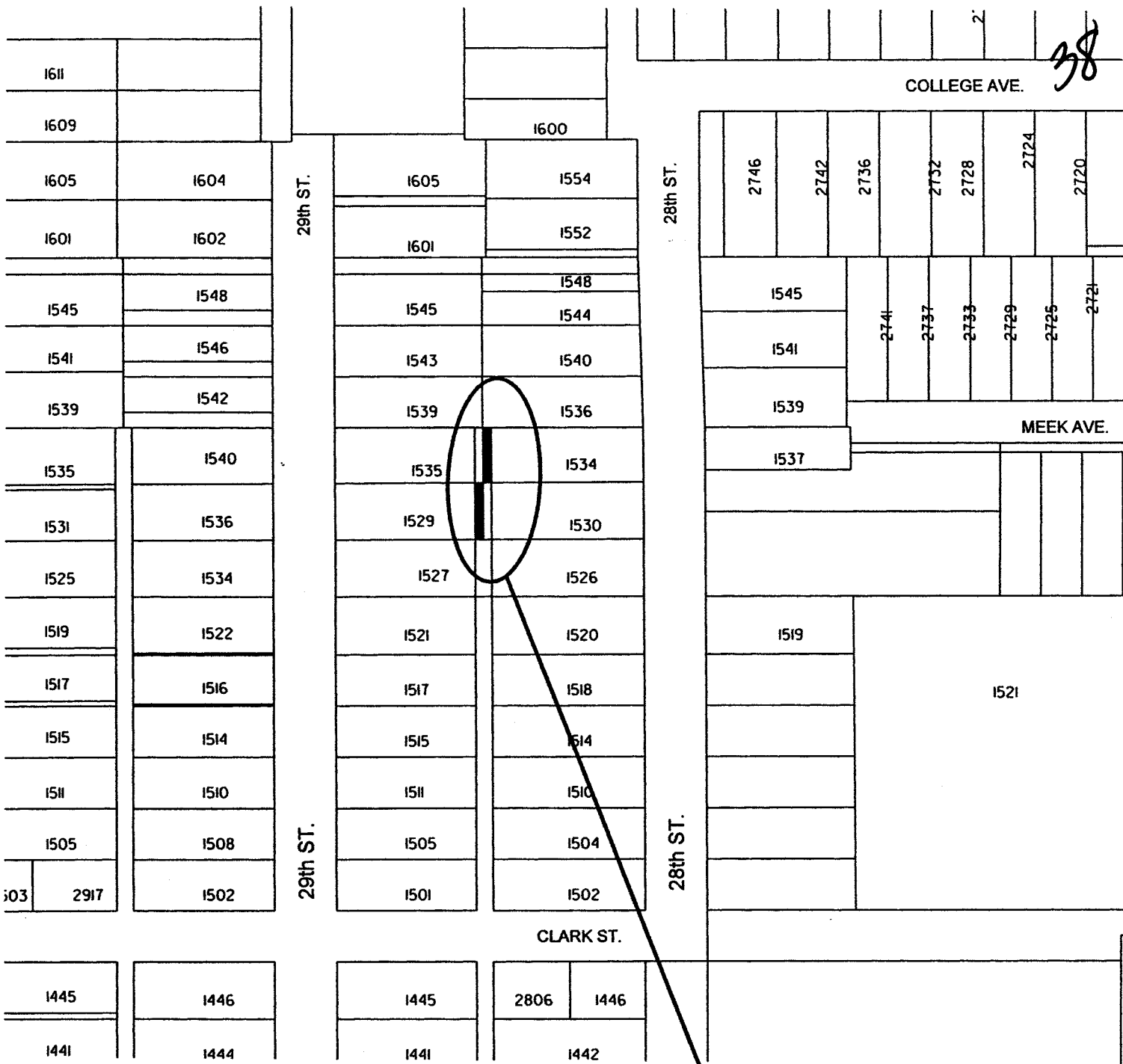
Mayor

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



**PROJECT LOCATION**



**CONVEYANCE OF A PORTION OF ALLEY  
 BETWEEN 28TH STREET AND 29TH STREET  
 NORTH OF CLARK STREET  
 34-2009-000**