

★ **Roll Call Number**

Agenda Item Number

54A

Date May 18, 2015

An Ordinance entitled, "AN ORDINANCE vacating a portion of Robert D. Ray Drive north of Des Moines Street as a park road",

which was considered and voted upon under Roll Call No. 15- 0764 of May 4, 2015; 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				
GATTO				
GRAY				
HENSLEY				
MAHAFFEY				
MOORE				
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

54A

Prepared by: Ann DiDonato, Assistant City Attorney, 400 Robert D. Ray Drive, Des Moines, Iowa 50309 (515) 283-4130

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

AN ORDINANCE vacating a portion of Robert D. Ray Drive north of Des Moines Street as a park road.

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:

Sec. 1. That a portion of Robert D. Ray Drive north of Des Moines Street as a park road, more specifically described as follows, be and is hereby vacated.


A PART OF LOT 5, BLOCK "D", RIVER HILLS PLAT THREE, AN OFFICIAL PLAT, NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA AND DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF SAID LOT 5; THENCE SOUTH 23°(DEGREES) 46'(MINUTES) 16"(SECONDS) WEST ALONG THE EAST LINE OF SAID LOT 5, A DISTANCE OF 885.20 FEET; THENCE CONTINUING ALONG SAID EAST LINE SOUTH 1°22'37" EAST, 471.92 FEET; THENCE CONTINUING ALONG SAID EAST LINE SOUTH 15°18'51" EAST, 115.86 FEET TO THE SOUTHEAST CORNER OF SAID LOT; THENCE SOUTH 74°39'04" WEST ALONG THE SOUTHERLY LINE OF SAID LOT, 71.13 FEET; THENCE NORTH 15°52'05" WEST, 44.92 FEET; THENCE NORTH 4°40'22" WEST, 384.63 FEET; THENCE NORTHERLY ALONG A CURVE CONCAVE EASTERLY WHOSE RADIUS IS 500.00 FEET, WHOSE ARC LENGTH IS 245.55 FEET AND WHOSE CHORD BEARS NORTH 9°23'47" EAST, 243.09 FEET; THENCE NORTH 22°51'14" EAST, 725.11 FEET; THENCE NORTH 23°32'02" EAST, 90.56 FEET TO A POINT ON THE NORTH LINE OF SAID LOT; THENCE SOUTH 85°46'18" EAST ALONG SAID NORTH LINE, 69.79 FEET TO THE POINT OF BEGINNING AND CONTAINING 2.13 ACRES (92850 SQ. FT.)

Sec. 2. 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. 3. This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

FORM APPROVED:



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Ann DiDonato

Assistant City Attorney