



Roll Call Number

Agenda Item Number

36 A

Date January 11, 2021

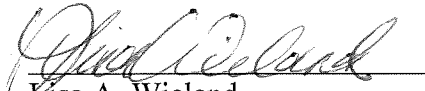
An Ordinance entitled, "AN ORDINANCE vacating Garver Street from Southeast 15th Street to Southeast 16th Street, Southeast 16th Street from the north side of the east/west alley between Garver Street and Vale Street to point 110 feet south of Garver Street, and the east/west alley between Garver Street and Vale Street from Southeast 15th Street to Southeast 16th Street,"

presented.

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

FORM APPROVED:

(First of three required readings)


Lisa A. Wieland
Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BOESEN				
GATTO				
GRAY				
MANDELBAUM				
VOSS				
WESTERGAARD				
TOTAL				

MOTION CARRIED APPROVED

CERTIFICATE

I, P. Kay Cmelik, 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

ORDINANCE NO. _____

AN ORDINANCE vacating Garver Street from Southeast 15th Street to Southeast 16th Street, Southeast 16th Street from the north side of the east/west alley between Garver Street and Vale Street to a point 110 feet south of Garver Street, and the east/west alley between Garver Street and Vale Street from Southeast 15th Street to Southeast 16th 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:

Sec. 1. That a portion of Garver Street from Southeast 15th Street to Southeast 16th Street, Southeast 16th Street from the north side of the east/west alley between Garver Street and Vale Street to a point 110 feet south of Garver Street, and the east/west alley between Garver Street and Vale Street from Southeast 15th Street to Southeast 16th Street, more specifically described as follows, be and is hereby vacated:

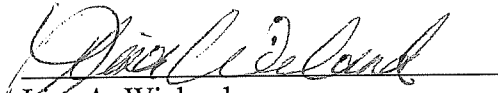
ALL OF THE GARVER STREET RIGHT OF WAY LYING NORTH OF AND ADJOINING LOTS 73 THROUGH 90, AND ALL OF THE EAST/WEST ALLEY RIGHT OF WAY LYING NORTH OF AND ADJOINING LOTS 55 THROUGH 72, AND ALL THAT PART OF THE SOUTHEAST 16TH STREET RIGHT OF WAY LYING SOUTH OF THE EASTERLY EXTENSION OF THE SOUTH LINE OF LOT 54 AND LYING NORTH OF THE EASTERLY EXTENSION OF THE NORTH LINE OF THE SOUTH 16 FEET OF SAID LOT 90, ALL IN GRAY'S SUBDIVISION OF BLOCK 61, BROOKS AND CO'S ADDITION TO DES MOINES, AN OFFICIAL PLAT, ALL NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA, AND CONTAINING APPROXIMATELY 1.59 ACRES (69,338 SQUARE FEET)

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:

A handwritten signature in cursive script, appearing to read "Lisa A. Wieland", written over a horizontal line.

Lisa A. Wieland
Assistant City Attorney

EXHIBIT A

Maury St

SE 15th St

SE 16th St

Vale St

**GRAY'S SUBDIVISION
OF BLOCK 61
BROOKS & CO'S ADDITION**

EAST ROW LINE
OF SE 16TH ST

SOUTH LINE
OF LOT 54

EAST LINE
OF LOT 55

WEST LINE
OF LOT 72

WEST ROW LINE
OF SE 16TH ST

LOT 72

LOT 71

LOT 70

LOT 69

LOT 68

LOT 67

LOT 66

LOT 65

LOT 64

LOT 63

LOT 62

LOT 61

LOT 60

LOT 59

LOT 58

LOT 57

LOT 56

LOT 55

Garver St

LOT 73

LOT 74

LOT 75

LOT 76

LOT 77

LOT 78

LOT 79

LOT 80

LOT 81

LOT 82

LOT 83

LOT 84

LOT 85

LOT 86

LOT 87

LOT 88

LOT 89

LOT 90

EAST LINE
OF LOT 90

WEST LINE
OF LOT 73

E Railroad Ave

EASTERLY EXTENSION OF
THE NORTH LINE OF THE
SOUTH 16' OF LOT 90

SOUTH LINE OF LOTS 73-90



Legend



AREA TO BE VACATED