

Date February 8, 2021


An Ordinance entitled, "AN ORDINANCE vacating Raccoon Street right-of-way from Southeast 4th Street to Southeast 5th Street, and the north/south segment of alley right-of-way between Southeast 4th Street to Southeast 5th Street from Raccoon Street to East Martin Luther King, Jr. Parkway,"

presented.

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

FORM APPROVED:

(First of three required readings)

/s/ Lisa A. Wieland 
 Lisa A. Wieland
 Assistant City Attorney

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

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.

MOTION CARRIED APPROVED

_____ Mayor

_____ City Clerk

50A

Prepared by: Lisa A. Wieland, Assistant City Attorney, 400 Robert D. Ray Drive, Des Moines, Iowa 50309 (515) 283-4124
Return to: City Clerk's Office, 400 Robert D. Ray Drive, Des Moines, Iowa 50309

ORDINANCE NO. _____

AN ORDINANCE vacating Raccoon Street right-of-way from Southeast 4th Street to Southeast 5th Street, and the north/south segment of alley right-of-way between Southeast 4th Street to Southeast 5th Street from Raccoon Street to East Martin Luther King, Jr. Parkway.

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 Raccoon Street right-of-way from Southeast 4th Street to Southeast 5th Street, and the north/south segment of alley right-of-way between Southeast 4th Street to Southeast 5th Street from Raccoon Street to East Martin Luther King, Jr. Parkway, more specifically described as follows, be and is hereby vacated:

ALL OF THE RACCOON STREET RIGHT OF WAY LYING NORTH OF AND ADJOINING BLOCK 44, TOWN OF DE MOINE, AN OFFICIAL PLAT, AND ALL THAT PART OF THE NORTH/SOUTH ALLEY RIGHT OF WAY IN SAID BLOCK 44 LYING SOUTH OF THE SOUTH RIGHT OF WAY LINE OF RACCOON STREET AND LYING NORTH OF THE NORTH RIGHT OF WAY LINE OF EAST MARTIN LUTHER KING JR PARKWAY, SAID NORTH RIGHT OF WAY LINE BEING ESTABLISHED BY THE PLAT OF SURVEY RECORDED IN BOOK 14139 AND PAGE 432-433 AT THE RECORDER'S OFFICE OF POLK COUNTY, IOWA, ALL NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA, AND CONTAINING APPROXIMATELY 0.53 ACRES (23,004 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", is written over a horizontal line.

Lisa A. Wieland
Assistant City Attorney

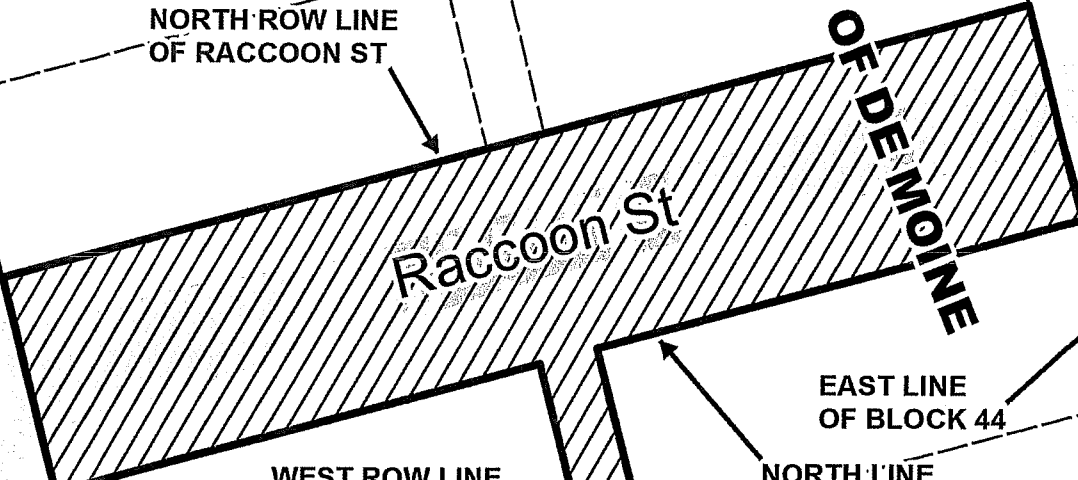
EXHIBIT A

BLOCK 31

SE 5th St

TOWN OF DEMOINE

NORTH ROW LINE OF RACCOON ST



Raccoon St

EAST LINE OF BLOCK 44

WEST ROW LINE OF N/S ALLEY

NORTH LINE OF BLOCK 44

ALLEY

EAST ROW LINE OF N/S ALLEY

SE 4th St

WEST LINE OF BLOCK 44

NORTH ROW LINE OF E MLK JR PKWY

BLOCK 44

E Martin Luther King Jr Pkwy

E Martin Luther King Jr Pkwy

Legend

 AREA TO BE VACATED



NORTH