

★ Roll Call Number  
09-1915

Agenda Item Number  
16

Date October 26, 2009

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on October 15, 2009, its members voted 9-0 in support of a motion to recommend **APPROVAL** of a request from Divine Temple Church of God In Christ (owner), 707 Buchanan Street, represented by Pastor John Quinn (officer) to vacate the following segments of right-of-way:

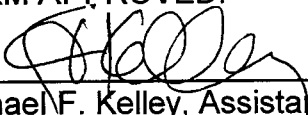
- A) An irregular segment of the south edge of the Buchanan Street right-of-way adjoining 707 Buchanan Street.
- B) An irregular segment of the west edge of Pennsylvania Avenue right-of-way adjoining 707 Buchanan Street;

subject to the following conditions:

1. Provision of easements for all existing utilities until such time they are relocated at the applicant's expense.
2. Any use of the right-of-way in common with the adjoining property is subject to compliance with a Site Plan as approved by the Permit & Development Center.
3. Combination of all commonly owned parcels into one parcel for the off-street parking site.
4. Any right-of-way along Buchanan Street should be 11 feet from the back-of-curb (1-foot behind the sidewalk) and 13 feet from the back-of-curb (3 feet behind the sidewalk) along Pennsylvania Avenue.

MOVED by Vlassis to receive and file and refer to the Engineering Department, Real Estate Division.

FORM APPROVED:



Michael F. Kelley, Assistant City Attorney

(11-2009-1.14)

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
HENSLEY	✓			
KIERNAN	✓			
MAHAFFEY	✓			
MEYER	✓			
VLASSIS	✓			
TOTAL	7			

**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.

Diane Rauh City Clerk

MOTION CARRIED APPROVED  
T. M. Franklin  
 Mayor