

ORDINANCE 1920

AN ORDINANCE VACATING A PORTION OF THE FLOODWAY, GOLF COURSE AND SANITARY SEWER EASEMENT ON LOT 1, BRIAR CREEK SOUTH PLAT 2

WHEREAS, pursuant to notice published in the manner required by law, on the 3rd day of July, 2017, this Council held a public hearing on a proposal to vacate a portion of the Floodway, Golf Course and Sanitary Sewer Easement on Lot 1, Briar Creek South Plat 2 as shown on the attached Easement Vacation Exhibit hereafter described; and

WHEREAS, this Council finds that all public purpose served by these easements will be replaced with other easements; and

WHEREAS, this Council has determined that it is in the best interest of the citizens of Ankeny that said easements be vacated.

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the City of Ankeny, Iowa, as follows:

Section 1. The City of Ankeny does hereby vacate and release the following:

FLOODWAY, GOLF COURSE AND SANITARY SEWER EASEMENT
A PART OF LOT 1 BRIAR CREEK SOUTH PLAT 2, AN OFFICIAL PLAT, NOW INCLUDED IN AND FORMING A PART OF THE CITY OF ANKENY, POLK COUNTY, IOWA AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF SAID LOT 1: THENCE NORTH 89°49'17" WEST ALONG THE NORTH LINE OF SAID LOT 1, A DISTANCE OF 135.00 FEET TO THE POINT OF BEGINNING; THENCE SOUTH 00°12'55" WEST, 104.00 FEET TO THE SOUTH LINE OF SAID LOT 1; THENCE NORTH 89°49'17" WEST ALONG SAID SOUTH LINE, 35.00 FEET; THENCE NORTH 00°12'55" EAST, 104.00 FEET TO SAID NORTH LINE; THENCE SOUTH 89°49'17 EAST ALONG SAID NORTH LINE, 35.00 FEET TO THE POINT OF BEGINNING AND CONTAINING 0.08 ACRES (3,640 S.F.).

Section 2. Repeal. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section 3. Effective Date. This ordinance shall be in effect upon its final passage and publication required by law.

PASSED AND APPROVED this ____ day of _____, 2017.

Gary Lorenz, Mayor

Attest:

Pamela DeMouth, City Clerk