

## CITY OF WEST DES MOINES STAFF REPORT COMMUNICATION

**Meeting Date:** March 27, 2023

**ITEM:** Booneville Road, SW corner of Booneville Road and S Grand Prairie Pkwy – Vacation of a portion of Booneville Road lying immediately west of Grand Prairie Parkway  
VAC-005952-2023

### **RESOLUTION: Opening and Closing Public Hearing and Approving Vacation of public right of way**

**Background:** In conjunction with the development of the Microsoft Ginger West facility, the City undertook the construction of several roadway improvements necessary to serve the facility, including the reconstruction of a portion of Booneville Road. As part of the reconstruction, a portion of the road comprising approximately 1.77 acres was realigned and which, due to the realignment, can be vacated as public roadway. The attached resolution recommends vacation of that portion of Booneville Road described on the attached Plat of Survey. The vacation will have no effect on the functioning of Booneville Road and no property owners will be denied access.

#### **Staff Review & Comment:**

- *Disposition of the Property:* Upon vacation, the underlying property, which is held by easement, will revert to the underlying property owner by operation of law.

**Outstanding Issues:** There are no outstanding issues.

Planning and Zoning Commission Action:

Date: March 27, 2023

Vote:

Recommendation:

**Recommendation:** Approve the vacation of Public right-of-way.

**Lead Staff Member:** Richard Scieszinski, City Attorney

**Approval Meeting Dates:**

Planning and Zoning Commission	March 27, 2023
City Council	

**Staff Report Reviews:**

Planning & Zoning Commission	<input type="checkbox"/> Development Coordinator (or) <input checked="" type="checkbox"/> Director	<input checked="" type="checkbox"/> Legal Department
City Council	<input type="checkbox"/> Director <input type="checkbox"/> Appropriations/Finance	<input type="checkbox"/> Legal Department <input type="checkbox"/> Agenda Acceptance

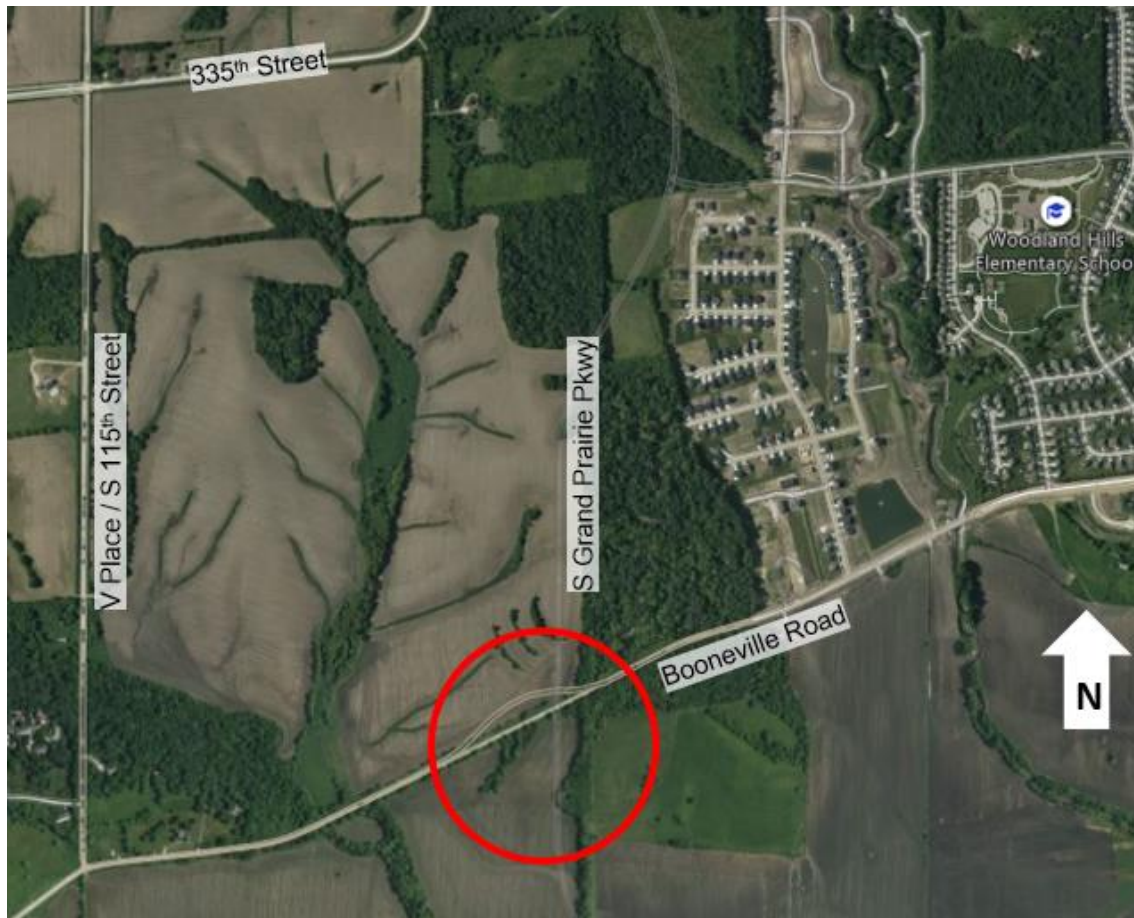
**Publications (if applicable)**

Published In:	Des Moines Register Community Section
Date(s) Published	3/17/23
Date(s) of Mailed Notices	n/a

**Council Subcommittee Review (if applicable)**

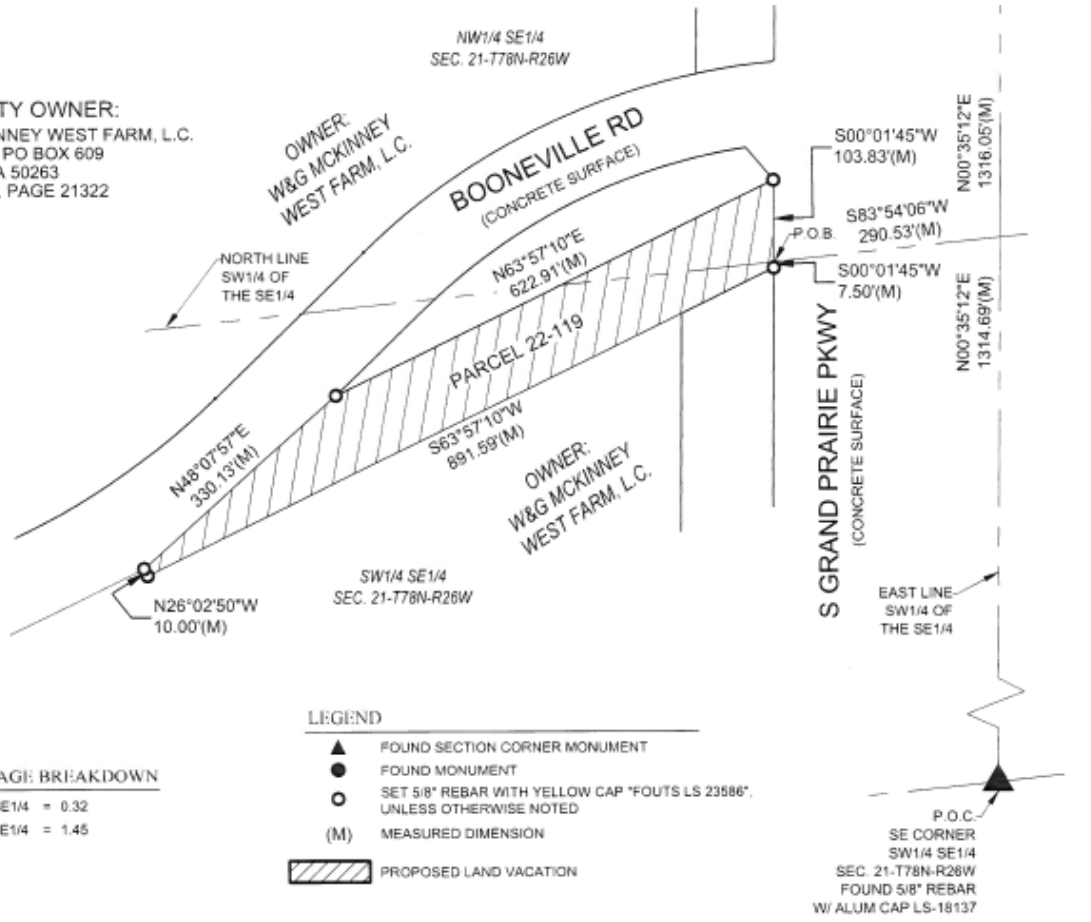
Subcommittee	Development & Planning
Date Reviewed	Not presented
Recommendation	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Split

**Location Map**



**Plat of Survey Illustration**

PROPERTY OWNER:  
 W&G MCKINNEY WEST FARM, L.C.  
 480 6TH ST PO BOX 609  
 WAUKEE, IA 50263  
 BOOK 2021, PAGE 21322



LEGEND

- ▲ FOUND SECTION CORNER MONUMENT
- FOUND MONUMENT
- SET 5/8" REBAR WITH YELLOW CAP "FOUTS LS 23586", UNLESS OTHERWISE NOTED
- (M) MEASURED DIMENSION
- PROPOSED LAND VACATION

ACREAGE BREAKDOWN

NW1/4 SE1/4 = 0.32  
 SW1/4 SE1/4 = 1.45

GRAPHIC SCALE



SCALE 1" = 200'



SURVEY FOR:  
 CITY OF WEST DES MOINES  
 4200 MILLS CIVIC PKWY  
 WEST DES MOINES, IA 50265  
 PHONE: (515) 222-3475

JEO PROJECT NO. 201700  
 FEILD BOOK NO.

DATE: 10/5/2022  
 DRAWN: MDM

800.723.8567  
 Carroll, IA 712-792-9711  
 Ankeny, Iowa 515-964-5310  
 www.jeo.com

MATTHEW  
 A.  
 FOUTS  
 23586  
 IOWA

I hereby certify that this land surveying document was prepared and the related survey work was performed by me or under my direct personal supervision and that I am a duly licensed Land Surveyor under the laws of the State of Iowa.

*Matthew A. Fouts* 10/5/2022  
 (signature) (date)

Printed or typed name: Matthew A. Fouts  
 License Number: 23586  
 My license renewal date is December 31, 2023

Pages or sheets covered by this seal:  
 SHEET 1 OF 1

**A RESOLUTION OF THE PLAN AND ZONING COMMISSION  
NO. PZC-23-007**

**WHEREAS**, pursuant to the provisions of Title 9, Zoning, of the West Des Moines Municipal Code, the applicant and property owner, City of West Des Moines, requests approval of the vacation of Public street right-of-way for that portion of Booneville Road (Plat of Survey Parcel 22-119) situated at the southwest corner of Booneville Road and S Grand Prairie Pkwy as depicted on the enclosed Plat of Survey illustration.

**WHEREAS**, the request complies with the applicable provisions of the Comprehensive Plan and City Code.

**NOW THEREFORE**, the Plan and Zoning Commission of the City of West Des Moines recommends the City Council approve the Vacation of Public Right-of-Way (VAC-005952-2023).

**PASSED AND ADOPTED** on March 27, 2023.

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Jennifer Drake, Chair  
Plan and Zoning Commission

I HEREBY CERTIFY that the foregoing resolution was duly adopted by the Plan and Zoning Commission of the City of West Des Moines, Iowa, at a regular meeting held on March 27, 2023, by the following vote:

AYES:

NAYS:

ABSTENTIONS:

ABSENT:

ATTEST:

\_\_\_\_\_  
Recording Secretary