

ORDINANCE NO. 13499

AN ORDINANCE to amend the Official Zoning Map of the City of Des Moines, Iowa, set forth in Section 2A-5 of the Municipal Code of the City of Des Moines, 1991, by rezoning and changing the district classification of certain property located in the vicinity of 727 S.E. 28th Street and 2824 Maury Street, from an "R-2" One and Two Family Residential District Classification and "R-3" Multiple Family Residential District classification to a Limited "M-1" Light Industrial District classification.

Be It Ordained by the City Council of the City of Des Moines, Iowa:

Section 1. That the Official Zoning Map of the City of Des Moines, Iowa, set forth in Section 2A-5 of the Municipal Code of the City of Des Moines, Iowa, 1991, be and the same is hereby amended by rezoning and changing the district classification of certain property located in the vicinity of 727 S.E. 28th Street and 2824 Maury Street, more fully described as follows:

Lots 1, 2, 3, 4, 5, 6 and 7, Block 20, Larison Place, an Official Plat, and Lot 4, Fredregill Place, an Official Plat, all now included in and forming a part of the City of Des Moines, Polk County, Iowa, (the "Property").

from an "R-2" One and Two Family Residential District Classification and "R-3" Multiple Family Residential District classification to a Limited "M-1" Light Industrial District classification.

Sec. 2. That this ordinance and the zoning granted by the terms hereof are subject to the following imposed additional conditions which have been agreed to and accepted by execution of an Acceptance of Rezoning Ordinance by all owners of said property and are binding upon the owners and their successors, heirs, and assigns as follows:

A. The only industrial or commercial use of the property shall be for use by a tree service business.

B. The only vehicle access to any building upon Lots 1 through 7, Block 20, Larison Place, shall be from the east, and there shall be no direct vehicular access from any such building to S.E. 28th Street.

C. No outside storage of any equipment, wood or other materials shall occur on Lots 1 through 7, Block 20, Larison Place.

D. Any driveways and exterior parking area upon Lots 1 through 7, Block 20, Larison Place, shall be paved.

Sec. 3. This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

Sec. 4. That the City Clerk is hereby authorized and directed to cause certified copies of this ordinance, the Acceptance of Rezoning Ordinance and proof of publication of this ordinance to be properly filed in the office of the Recorder of Polk County, Iowa.

FORM APPROVED:

Roger K. Brown
Assistant City Attorney

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