

ORDINANCE NO. 13,963

AN ORDINANCE to amend the Official Zoning Map of the City of Des Moines, Iowa, set forth in Section 134-277 of the Municipal Code of the City of Des Moines, Iowa, 2000, by rezoning and changing the district classification of certain property located in the vicinity of 5405 East Indianola Avenue from an "R1-80" One-Family Residential and "R1-90" Large Lot One Family Residential Districts to a "PUD" Planned Unit Development 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 134-277 of the Municipal Code of the City of Des Moines, Iowa, 2000, be and the same is hereby amended by rezoning and changing the district classification of certain property located in the vicinity of 5405 East Indianola Avenue, more fully described as follows:

The Northwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$, the Southwest $\frac{1}{4}$ of the Northwest $\frac{1}{4}$, the West 20 Acres of the North 30 Acres of the Southeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$, the South 309.0 feet of the West 1020.0 feet of the Southeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ and the North 21.0 feet of the South 330.0 feet of the Southeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$, all in Section 25, Township 78 North, Range 24 West of the 5th p.m., Des Moines, Polk County, Iowa, more particularly described as follows:

Beginning at the West $\frac{1}{4}$ corner of said Section 25, Township 78 North, Range 24 West and being the centerline of East Indianola Avenue; thence North 00° (Degrees) $12'$ (Minutes) $57''$ (Seconds) West along the West line of the Northwest $\frac{1}{4}$ of said Section 25, a distance of 1316.06 feet to the Northwest corner of the Southwest $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of said Section 25 and being the centerline of Easter Lake Drive; thence South $89^{\circ}53'24''$ East along the North line of said Southwest $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ and said centerline of Easter Lake Drive, 1314.43 feet to the Northeast corner of said Southwest $\frac{1}{4}$ of the

Northwest $\frac{1}{4}$; thence continuing South $89^{\circ}53'24''$ East along said centerline of Easter Lake Drive and being the North line of the Southeast $\frac{1}{4}$ of said Northwest $\frac{1}{4}$, a distance of 885.00 feet to the Northeast corner of the West 20 acres of the North 30 acres of said Southeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$; thence South $00^{\circ}06'42''$ East along the East line of said West 20 acres of the North 30 acres, 983.38 feet to the North line of the South 330.0 feet of said Southeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$; thence South $89^{\circ}57'38''$ East along said North line, 446.22 feet to the East line of said Southeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$; thence South $00^{\circ}06'42''$ East along said East line, 21.00 feet; thence North $89^{\circ}57'38''$ West, 304.09 feet to the East line of the West 1020.0 Feet of said Southeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$; thence South $00^{\circ}34'06''$ East along said East line, 309.01 feet to the South line of said Southeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$; thence North $89^{\circ}57'35''$ West along said South line, 1020.00 feet to the Northeast corner of the Northwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of said Section 25; thence South $00^{\circ}13'52''$ East along the East line of said Northwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$, a distance of 1322.02 feet to the Southeast corner of said Northwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ also being the centerline of East Payton Avenue; thence North $89^{\circ}56'59''$ West along the South line of said Northwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$, 1319.44 feet to the Southwest corner of said Northwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ and the centerline of East Payton Avenue; thence North $00^{\circ}19'33''$ West along the West line of said Northwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ and also being the centerline of East Indianola Road, 1321.81 feet to the Point-of-Beginning. Containing 107.65 acres more or less, including 4.44 acres for roadway easement.

from the "R1-80" One-Family Residential and "R1-90" Large Lot One Family Residential Districts to a "PUD" Planned Unit Development District classification.

Sec. 2. This ordinance shall be in full force and effect from and after the later of its passage and publication as provided by law.

Sec. 3. That the City Clerk is hereby authorized and directed to cause certified copies of this ordinance and proof of publication thereof to be properly filed in the office of the Recorder of Polk County, Iowa.

FORM APPROVED:

Roger K. Brown, Assistant City Attorney

Preston Daniels, Mayor

Attest:

I, Donna Boetel-Baker, City Clerk of the City of Des Moines, Iowa, hereby certify that the above and foregoing is a true copy of an ordinance (Roll Call No. 01-1957), passed by the City Council of said City at a meeting held June 18, 2001, signed by the Mayor on June 18, 2001, and published as provided by law in the Business Record on July 2, 2001. Authorized by Publication Order No.1807.

Donna Boetel-Baker, MMC, City Clerk