

ORDINANCE NO. 14,113

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 907 S.W. 62nd Street and 5701 Winona Avenue from the "U-1" Floodplain District to the "R1-60" One-Family Low Density Residential District and "FW" Floodway District classifications.

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 907 S.W. 62nd Street and 5701 Winona Avenue, more fully described as follows, from the "U-1" Floodplain District to the "R1-60" One-Family Low Density Residential District classification:

All the following described parcel, excepting that portion thereof located southeasterly of a line along the toe of the back of the existing levy which shall remain zoned to the "U-1" Floodplain District:

Beginning at a point being 425.75 feet North and 100.0 feet West of the Southeast corner of Southeast $\frac{1}{4}$ of Section 11, Township 78 North, Range 25 West of the 5th P.M.; thence South along a line 100.0 feet West of and parallel with the East line of said Section 11, a distance of 425.75 feet to the South line of said Section 11, also being the North line of Section 14, Township, 78 North, Range 25 West of the 5th P.M.; thence continuing South along a line 100.0 feet East of and parallel with the East line of said Section 14, to a point 200.0 feet South of the North line of said Section 14; thence West along a straight line to the Northeast corner of Lot 8, Britton Place an Official Plat; thence South along the East line of Lots 8 and 10, of said Britton Place to the easterly extension of said Lot 3 of said Britton Place, thence southeasterly along a straight line to a point being 320.0 feet South of the North line of Lot 9 of said Britton Place and 655.0 feet East of the West line of said Section 14; thence southeasterly along a straight line to the South line of Lot 4, Tyler Place, an Official Plat, being 450.0 feet East of the Southwest corner of said Lot 4; thence North along a straight line East of and Parallel with the East line of Lots 4, 3 and 2 of said Britton Place to a point 10.0 feet South of and 450.0 feet East of the Northwest corner of said Lot 2; thence northwesterly along a straight line to the North line of Lot 9, of said Tyler Place, being 265.0 feet East of the Northwest corner of said Lot 9; thence West along the North line of said Lot 9 and it's

westerly extension to the West line of said Northeast $\frac{1}{4}$ of said Section 14; thence North along the West Line of the Northeast $\frac{1}{4}$ of said Section 14 to the centerline of the 150.0 foot railroad right-of-way line of the Chicago, Milwaukee, St. Paul and Pacific, being 75.0 feet North of the North line of said Lot 9; thence East along the centerline of said railroad right-of-way to the southerly extension of the centerline of Southwest 62nd Street, as now established; thence North along the southerly extension and the centerline of Southwest 62nd Street to the westerly extension of the South line of Lot 3 of said Britton Place; thence easterly along the westerly extension of the South line of said Lot 3 to the Southwest corner of said Lot 3; thence North along the West line of Lots 3, 4, 5, 6, and 7 of said Britton Place to the Southwest corner of Lot 14, Raaz Place, an Official Plat; thence continuing North along the West line of said Lot 14 to a point 211.0 feet North of the Southwest corner of said Lot 14; thence East along a line 211.0 feet North of and parallel with the South line of said Lot 14 to the East line of said Lot 14; thence South along the East line of said Lot 14 to a point 201.0 feet North of the Southeast corner of said Lot 14; thence East along a line being 201.0 feet North of and parallel with the South line of Lots 13, 12, 11, 10, 9, 8, and 7 of said Raaz Addition, to the East line of said Lot 7; thence South along the East line of said Lot 7 to a point 139.75 feet North of the Southeast corner of said Lot 7, and being a point 139.75 feet North of the South line of said Section 11; thence East along a line 139.75 feet North of and parallel with the South line of said Section 11, a distance of 660.6 feet; thence North 286.0 feet to the North right-of-way line of Winona Avenue; thence East along a straight line to the Point of Beginning; and a parcel of land being the East 180.1 feet of the North 205.0 feet of the South 630.75 feet of the West $\frac{1}{2}$ of the Southeast $\frac{1}{4}$ of said Section 11, all now included in and forming a part of the City of Des Moines, Polk County, Iowa. Said tracts of land contains approximately 23.07 acres.

Section 2. 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 907 S.W. 62nd Street and 5701 Winona Avenue, more fully described as follows, from the "U-1" Floodplain District to the "FW" Floodway District classification:

Commencing at the Southeast corner of the Southeast $\frac{1}{4}$ of Section 11, Township 78 North, Range 25 West of the 5th P.M.; thence West along the South line of said Section 11, a distance of 100.0 feet to the Point of Beginning; thence North along a line 100.0 feet West of the East line of Said Section 11, to a point 370.0 feet

North of the South line of said Section 11; thence southeasterly along a straight line to the North line of Section 13, Township 78 North, Range 25 West of the 5th P.M., being 710.0 feet East of the Northeast corner of said Section 13; thence South along a line 710.0 feet East of and parallel with the West line of said Section 13, a distance of 415.0 feet; thence westerly along a straight line to a point being 320.0 feet South of the North line of Northeast ¼ of Section 14, Township 78 North, Range 24 West of the 5th P.M., and 655.0 feet East of the West line of the Northeast ¼ of said Section 14; thence northeasterly to the extended South line of Lot 3, Britton Place an Official Plat and the southerly extension of the East line of Lot 10 of said Britton Place; thence North along the southerly extension of the West line of said Lot 10 and the West line of said Lot 10 and Lot 8 of said Britton Place to the Northeast corner of said Lot 8, being 150.0 feet South of the North Line of the Northeast ¼ of said Section 14; thence East along a straight line to a point being 200.0 feet South of the North line of said Section 14 and 100.0 feet West of the East line of said of the Northeast ¼ of said Section 14; thence North along a straight line being 100.0 feet West of the East line of said Section 14, a distance of 200.0 feet to the Point of Beginning, all now included in and forming a part of the City of Des Moines, Polk County, Iowa. Said Tract contains 18.52 Acres, more or less.

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 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 A. Daniels, Mayor

Attest:

I, Donna V. 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. 02-1712), passed by the City Council of said City at a meeting held July 8, 2002 signed by the Mayor on July 8, 2002 and published as provided by law in the Business Record on July 22, 2002 Authorized by Publication Order No. 3331.

Donna V. Boetel-Baker, City Clerk