

ORDINANCE NO. 14,479

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 1500 27th Street and 2806 Clark Street from the "R1-60" One-Family Low-Density Residential District to a Limited "R-3" Multiple-Family Residential 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 1500 27th Street and 2806 Clark Street, more fully described as follows, from the "R1-60" One-Family Low-Density Residential District to a Limited "R-3" Multiple-Family Residential District classification:

Lots 1 through 6, Block C; AND, all Block D, Ingham Addition, an Official Plat; AND, Lots 13 through 20, West Brook, an Official Plat; AND, Lot 13, EXCEPT the North 25 feet of the East 142.12 feet; AND, all Lot 14, Saucermans University Place Addition, an Official Plat; AND, the North ½ of Vacated Clark Street Right-of-Way lying West of the Southerly extension of the West Right-of-Way line of 27<sup>th</sup> Street and East of the Southerly extension of the East Right-of-Way line of 28<sup>th</sup> Street; AND, Lots 41 through 48, Drake Athletic Park Addition, an Official Plat; AND, the West ½ of Vacated 28<sup>th</sup> Street Right-of-Way lying East of and adjoining said Lots 41 through 48, Drake Athletic Park Addition, all included in and forming a part of the City of Des Moines, Polk County, Iowa (hereinafter referred to as the "Property").

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:

Only the following uses of land and structures shall be permitted upon the Property:

1. Any use allowed in and as restricted in the "R1-60" One-Family Low-Density Residential District.
2. College or university.

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 the vicinity map, this ordinance, proof of publication of this ordinance, and the Acceptance of Rezoning Ordinance signed by all owners of the Property, to be properly filed in the office of the Polk County Recorder.

FORM APPROVED:

Roger K. Brown, Assistant City Attorney

T.M. Franklin Cownie, Mayor

Attest:

I, Diane Rauh, 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. 05-1955), passed by the City Council of said City at a meeting held August 8, 2005 signed by the Mayor on August 8, 2005 and published as provided by law in the Business Record on August 22, 2005 Authorized by Publication Order No. 4837.

Diane Rauh, City Clerk