

ORDINANCE NO. 14,921

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 2601 East Market Street M-1 Light Industrial District to Limited R1-60 One-Family Low-Density 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 2601 East Market Street, more fully described as follows, from the M-1 Light Industrial District to Limited R1-60 One-Family Low-Density Residential District classification:

Lot 6, Block 3, Eshbaugh & Wests Addition, an Official Plat, all now included in and forming a part of the City of Des Moines, Polk and Warren County, Iowa

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:

- (1) Any new dwelling or addition to the existing dwelling on the subject property shall be kept at least 25 feet from the west property line.
- (2) Any new single-family dwelling constructed shall meet the following design requirements:
  - (a) Have a minimum of 1,200 square feet of living area exclusive of any attached garage.
  - (b) Have an attached or detached garage for parking of at least two vehicles.
  - (c) Have either an open roofed front porch or shall have at least 40% of the front façade comprised of brick, stone or block masonry material.
  - (d) All exterior siding material shall be masonry, stone, cement board or minimum 42 mil thickness vinyl.
  - (e) All exterior roofing material shall architectural asphalt shingles.

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

Sec. 4. The City Clerk is hereby authorized and directed to cause a certified copy of the Acceptance of Rezoning Ordinance, this ordinance, a vicinity map, and proof of publication of this ordinance, to be properly filed in the office of the Polk County Recorder.

FORM APPROVED:

Michael F. Kelley, 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. 10-312), passed by the City Council of said City at a meeting held February 22, 2010 signed by the Mayor on February 22, 2010 and published as provided by law in the Business Record on March 8, 2010. Authorized by Publication Order No. 6882.

Diane Rauh, City Clerk