

ORDINANCE NO. 14,996

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 9536 County Line Road from the C-2 and A-1 Districts to the 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 9536 County Line Road, more fully described as follows:

**A-1 to PUD Area**

A PARCEL OF LAND IN THE EAST 1/2 OF SECTION 4, TOWNSHIP 77 NORTH, RANGE 24 WEST OF THE 5TH P.M., WARREN COUNTY, IOWA, THAT IS MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE EAST 1/4 CORNER OF SAID SECTION 4; THENCE S89°36'23"E, 1308.50' ALONG THE SOUTH LINE OF THE NE 1/4 OF SAID SECTION 4; THENCE N00°56'49"W, 90.00 FEET TO A POINT; THENCE S89°53'46"E, 1308.50' FEET TO A POINT ON THE EAST LINE OF SAID SECTION 4; THENCE S00°04'28"E, 90.00 FEET ALONG THE EAST LINE OF SAID SECTION 4 TO THE POINT BEGINNING.

**C-2 to PUD**

A PARCEL OF LAND IN THE EAST 1/2 OF SECTION 4, TOWNSHIP 77 NORTH, RANGE 24 WEST OF THE 5TH P.M., WARREN COUNTY, IOWA, THAT IS MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTH 1/4 CORNER OF SAID SECTION 4; THENCE S00°07'58"E, 40.00 FEET ALONG THE WEST LINE OF THE NORTHEAST 1/4 OF SAID SECTION 4 TO THE POINT OF BEGINNING; THENCE CONTINUING S00°07'58"E, 176.03 FEET ALONG THE WEST LINE OF THE NORTHEAST 1/4 OF SAID SECTION 4 TO A POINT; THENCE S89°58'59"E, 225.33 FEET TO A POINT; THENCE N00°10'46"E, 175.69 FEET TO THE SOUTH RIGHT-OF-WAY LINE OF COUNTYLINE ROAD; THENCE N89°53'48"W, 225.19 FEET ALONG SAID SOUTH RIGHT-OF-WAY LINE TO THE POINT OF BEGINNING AND CONTAINING 0.91 ACRES MORE OR LESS.

**Existing PUD with areas to be rezoned PUD added**

A PARCEL OF LAND IN THE EAST 1/2 OF SECTION 4, TOWNSHIP 77 NORTH, RANGE 24 WEST OF THE 5TH P.M., WARREN COUNTY, IOWA, THAT IS MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE EAST 1/4 CORNER OF SAID SECTION 4; THENCE S89°36'23"E, 1308.50' ALONG THE SOUTH LINE OF THE NE 1/4 OF SAID SECTION 4; THENCE N00°56'49"W, 645.18 FEET TO THE NORTHEAST CORNER OF THE SOUTH 1/2 OF THE SOUTHWEST 1/4 OF THE NORTHEAST 1/4 OF SAID SECTION 4; THENCE S89°45'16"W, 1318.40 FEET ALONG THE NORTH LINE OF SAID SOUTH 1/2 TO A POINT ON THE WEST LINE OF THE NORTHEAST 1/4 OF SAID SECTION 4; THENCE N00°07'58"W, 1946.66 FEET ALONG THE WEST LINE OF THE NORTHEAST 1/4 OF SAID SECTION 4 TO A POINT; THENCE S89°53'48"E, 2197.95 FEET ALONG THE SOUTH RIGHT-OF-WAY LINE OF COUNTYLINE ROAD TO A POINT; THENCE S00°07'32"E, 800.00 FEET TO A POINT; THENCE S89°53'46"E, 440.00 FEET TO A POINT ON THE EAST LINE OF SAID SECTION 4; THENCE S00°04'28"E, 1790.32 FEET ALONG THE EAST LINE OF SAID SECTION 4 TO THE POINT BEGINNING AND CONTAINING 128.97 ACRES MORE OR LESS.

from the C-2 and A-1 District to the 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 the vicinity map, this ordinance, and proof of publication of this ordinance to be properly filed in the office of the **Warren** 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. 11-0358), passed by the City Council of said City at a meeting held February 28, 2011 signed by the Mayor on February 28, 2011 and published as provided by law in the Business Record on March 18, 2011. Authorized by Publication Order No. 7457.

Diane Rauh, City Clerk