

ORDINANCE NO. 15,151

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 2419 Southeast 14<sup>th</sup> Street to remove the VDL Vehicle Display Lot Overlay District designation.

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 2419 Southeast 14<sup>th</sup> Street, more fully described as follows, to remove the VDL Vehicle Display Lot Overlay District designation:

(Except the West 10 feet) Lots 8 & 9, Levitt Place, an Official Plat, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

Section 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:

- a. Provision of 22-foot minimum paving setbacks along the Southeast 14<sup>th</sup> Street and East Lacona Avenue frontages, and 17-foot minimum paving setbacks along the south and east property lines. No vehicle shall be displayed or parked to allow an overhang or encroachment into street side setbacks.
- b. Provision of landscaping materials in excess of and to exceed the minimum requirements of the Des Moines' Landscaping Standards to be determined by the Commission at Site Plan review.

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

Section 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. 12-1956), passed by the City Council of said City at a meeting held December 17, 2012 signed by the Mayor on December 17, 2012 and published as provided by law in the Business Record on January 4, 2013. Authorized by Publication Order No. 8209.

Diane Rauh, City Clerk