

ORDINANCE NO. 15,168

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 2020 Highview Drive from the C-0 Commercial Residential District to Limited C-2 General Retail and Highway-Oriented Commercial 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 2020 Highview Drive, more fully described as follows, from the C-0 Commercial Residential District to Limited C-2 General Retail and Highway-Oriented Commercial District classification:

(Except the South 135 feet) Lot 19, Farr View Acres, 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:

- (1) Use of the property shall be limited to the following:
  - a. Any use as permitted and limited in the C-0 District.
  - b. Parking lots used for the temporary placement of motor vehicles.
- (2) The applicant shall provide a wood privacy fence along the east boundary and resolve stormwater run-off issues via grading, onsite detention and/or storm sewer connection to Fleur Drive.

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. 13-0252), passed by the City Council of said City at a meeting held February 11, 2013 signed by the Mayor on February 11, 2013 and published as provided by law in the Business Record on March 1, 2013. Authorized by Publication Order No. 8225.

Diane Rauh, City Clerk