

ORDINANCE NO. 15,261

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 2930, 2934 and 2936 Walker Street from the “R1-60” One-Family Low-Density Residential District to a 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 2930, 2934 and 2936 Walker Street, more fully described as follows, from the “R1-60” One-Family Low-Density Residential District to a Limited “C-2” General Retail and Highway-Oriented Commercial District classification:

Lots 18, 19, 20 and 21 in Block 7, FARWELL PLACE, an Official Plat, all now included in and forming a part of the City of Des Moines, Polk 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) The following uses of structures and land shall be prohibited on the Property:
 - a) adult entertainment businesses,
 - b) delayed deposit services,
 - c) off-premises advertising signs,
 - d) pawnbrokers,
 - e) taverns and nightclubs, and,
 - f) automobile, trailer, motorcycle, boat, and farm implement establishments for display, hire, rental, and sales (including vehicle display lots).

- (2) Any site development is subject to the Floodplain Development Regulations in Chapter 50 of the City Code.

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:

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. 14-0320), passed by the City Council of said City at a meeting held February 24, 2014 signed by the Mayor on February 24, 2014 and published and provided by law in the Business Record on March 14, 2014. Authorized by Publication Order No. 8769.

Diane Rauh, City Clerk