

ORDINANCE NO. 15,520

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 at 1522 Capitol Avenue from "R1-60" One-Family Low-Density Residential District to Limited "C-2" General Retail and Highway Oriented Commercial District classification, and to rezone property located at 1515 East Grand Avenue from Limited "C-2" General Retail and Highway-Oriented Commercial District to amended 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 at 1522 Capitol Avenue from "R1-60" One-Family Low-Density Residential District to Limited "C-2" General Retail and Highway Oriented Commercial District classification, and to rezone property located at 1515 East Grand Avenue from Limited "C-2" General Retail and Highway-Oriented Commercial District to amended Limited "C-2" General Retail and Highway-Oriented Commercial District classification:

East 40 feet of Lot 4 and all of Lots 5 and 6, Block 45 STEWART'S ADDITON, 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) The public alley within the Property shall not be truncated and shall be connected to Capitol Avenue; and

(2) The applicant shall work with City staff to create an urban edge for the north streetscape (Grand Avenue frontage), to the approval of the Planning Administrator.

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

Section 4. That the City Clerk is hereby authorized and directed to cause certified copies of the Acceptance of Rezoning Ordinance, this ordinance, vicinity map and proof of publication of this ordinance to be properly filed in the office of the County Recorder of the county in which the subject property is located.

FORM APPROVED:

Glenna K. Frank, 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. 16-1766), passed by the City Council of said City at a meeting held October 10, 2016 signed by the Mayor on October 10, 2016 and published and provided by law in the Business Record on October 28, 2016. Authorized by Publication Order No. 9799.

Diane Rauh, City Clerk

