

ORDINANCE NO. 16,173

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 4580 Hubbell Avenue from Baker "PUD" district to "MX3" mixed-use district and remove approximately 6.9 acres to be rezoned to a Limited "MX3" mixed-use 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 134-1.10 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 4580 Hubbell Avenue from Baker "PUD" district to "MX3" mixed-use district and remove approximately 6.9 acres to be rezoned to a Limited "MX3" mixed-use district classification, more fully described as follows:

Parcel "2019-39" of the Plat of Survey dated March 12, 2019, recorded in Book 17269, Page 266 of the Office of the Polk County Recorder on March 25, 2019, as located in part of the Northeast Quarter of Section 21, Township 79 North, Range 23 West of the 5th P.M., City of Des Moines, Polk County, Iowa, more particularly described as follows:

Commencing at the Southeast Corner of said Parcel "I" of the Plat of Survey recorded in Book 14417, Page 700 of the Office of the Polk County Recorder; thence South 55°26'34" West assumed bearing for this description along the Southeasterly Line of said Parcel "I", a distance of 10.00 feet to the Point of Beginning; thence continuing South 55°26'34" West along the South Line of said Parcel "I", a distance of 180.73 feet; thence North 34°33'25" West, a distance of 260.52 feet; thence North 82°28'36" West, a distance of 787.30 feet to a point on the North Line of said Parcel "I"; thence North 70°57'01" East along said North Line, a distance of 946.29 feet; thence South 89°50'34" East, a distance of 192.32 feet to a point on the East Line of said Parcel "I"; thence South 00°09'26" West along said East Line, a distance of 507.78 feet to a point on the North Right-of-Way Line of Frederick M. Hubbell Avenue; thence South 27°48'00" West along the North Right-of-Way Line of Frederick M. Hubbell Avenue, a distance of 17.72 feet to the Point of Beginning, containing 7.12 Acres, subject to all easements, restrictions and covenants of record.

Section 2. This ordinance shall be in full force and effect from and after the later of its passage and publication as provided by law.

Section 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 County Recorder of the county in which the subject property is located.

FORM APPROVED: Lisa Weiland, Assistant City Attorney

T. M. Franklin Cownie, Mayor

Attest: I, Laura Baumgartner, 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.22-1470), passed by the City Council of said City at the meeting held on September 12, 2022 and signed by the Mayor on September 12, 2022 and published and provided by law in the Business Record on September 30, 2022 Authorized by Publication Order No. 12062.

Laura Baumgartner, City Clerk