



**Roll Call Number**

**Agenda Item Number**

37

**Date** December 4, 2017

An Ordinance entitled, "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 1916, 1920 and 1924 Merle Hay Road from "R1-60" One-Family Low-Density Residential District to Limited "R-3" Multiple-Family Residential District classification",

which was considered and voted upon for the first time under Roll Call No. 17- 1919 of November 6, 2017, and considered and voted upon for the second time under Roll Call No. 17- 1986 of November 20, 2017, again presented.

Moved by \_\_\_\_\_ that this ordinance do now pass.

ORDINANCE NO. \_\_\_\_\_

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GATTO				
GRAY				
HENSLEY				
MOORE				
WESTERGAARD				
TOTAL				

MOTION CARRIED

APPROVED

\_\_\_\_\_  
Mayor

**CERTIFICATE**

I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

\_\_\_\_\_  
City Clerk



4

3

2

1

Roof Truss Bearing  
17'-7 1/8"

Second Floor  
First Floor Ctg  
8'-1 1/8"

First Floor  
0'-0"

1 FRONT ELEVATION  
1/4" = 1'-0"

17-1986  
48

37

17-1986  
48

★ Roll Call Number

17-1919

Agenda Item Number

42BT

Date November 6, 2017

37

An Ordinance entitled, "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 1916, 1920 and 1924 Merle Hay Road from "R1-60" One-Family Low-Density Residential District to Limited "R-3" Multiple-Family Residential District classification",

presented.

Moved by Gray that this ordinance be considered and given first vote for passage; a final site plan will be presented to Council prior to final passage of this ordinance.

FORM APPROVED:

(First of three required readings)

Glenna K. Frank  
Glenna K. Frank  
Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GATTO	✓			
GRAY	✓			
HENSLEY	✓			
MOORE	✓			
WESTERGAARD	✓			
TOTAL	7			

CERTIFICATE

I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

MOTION CARRIED APPROVED  
T. M. Franklin Mayor

Diane Rauh City Clerk

17-1919  
428148  
12-1986  
37

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Prepared by: Glenna K. Frank, Assistant City Attorney, 400 Robert D. Ray Drive, Des Moines, IA 50309  
Phone: 515/283-4530  
Return Address: City Clerk - City Hall, 400 Robert D. Ray Drive, Des Moines, IA 50309  
Title of Document: City of Des Moines, Ordinance No. \_\_\_\_\_  
Grantor/Grantee: City of Des Moines, Iowa  
Legal Description: See page 1, below.

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ORDINANCE NO. \_\_\_\_\_

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 1916, 1920 and 1924 Merle Hay Road from "R1-60" One-Family Low-Density Residential District to Limited "R-3" Multiple-Family Residential 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 1916, 1920 and 1924 Merle Hay Road, more fully described as follows, from the "R1-60" One-Family Low-Density Residential District to Limited "R-3" Multiple-Family Residential District classification:

Lots 15, 17 and 19, LOOKOUT HEIGHTS PLAT 2, an Official plat, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

~~17-1919~~  
~~17-1986~~  
37

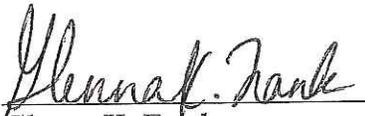
Section 2. That this ordinance and the zoning granted by the terms hereof are subject to the following imposed additional conditions which have been agreed to and accepted by execution of an Acceptance of Rezoning Ordinance by all owners of said property and are binding upon the owners and their successors, heirs, and assigns as follows:

- (1) The density of residential development shall be limited to a maximum of 12-units per net acre.
- (2) Any development or site modifications shall be in accordance with a Site Plan that satisfies any applicable Site Plan design guidelines, such as those for Multiple-Family Residential.

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