



**Roll Call Number**

**Agenda Item Number**

47 C

**Date** May 7, 2018


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 5066 Northeast 23<sup>rd</sup> Avenue (Easton Boulevard) from the "A-1" Agricultural District to "PUD" Planned Unit Development District classification",

presented.

Moved by \_\_\_\_\_ that this ordinance be considered and given first vote for passage.

FORM APPROVED:

(First of three required readings)

  
Glenna K. Frank  
Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BOESEN				
COLEMAN				
GATTO				
GRAY				
MANDELBAUM				
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

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Prepared by: Glenna K. Frank, Assistant City Attorney, 400 Robert D. Ray Drive, Des Moines, IA 50309 515/283-4530  
 Return Address: City Clerk - City Hall, 400 Robert D. Ray Dr., Des Moines, IA 50309  
 Title of Document: City of Des Moines, Ordinance No. \_\_\_\_\_  
 Grantor/Grantee: City of Des Moines, Iowa  
 Legal Description: See pages 1 and 2, 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 5066 Northeast 23<sup>rd</sup> Avenue (Easton Boulevard) from the "A-1" Agricultural District to "PUD" Planned Unit Development 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 5066 Northeast 23<sup>rd</sup> Avenue (Easton Boulevard), more fully described as follows:

LOT 2 STEPHEN HARVEY ESTATE, POLK COUNTY, IOWA, EXCEPT THE SOUTH 577.5 FEET THEREOF AND EXCEPT PARCEL 2017-38 AS RECORDED IN BOOK 16432 AT PAGE 303 IN THE OFFICE OF THE POLK COUNTY RECORDER.

SAID TRACT OF LAND BEING SUBJECT TO AND TOGETHER WITH ANY AND ALL EASEMENTS OF RECORD.

SAID TRACT OF LAND CONTAINS 21.20 ACRES.

AND

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AN IRREGULAR SHAPED PORTION OF LOT 2, PLAT OF STEPHEN HARVEY ESTATE, AN OFFICIAL PLAT, POLK COUNTY, IOWA, ALL MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SAID LOT 2; THENCE N89°46'15"W ALONG THE SOUTH LINE OF SAID LOT 2, A DISTANCE OF 100.00 FEET; THENCE N00°00'01"W, A DISTANCE OF 50.00 FEET TO THE POINT OF BEGINNING; THENCE N89°46'15"W PARALLEL WITH AND 50.00 FEET NORTH OF THE SOUTH LINE OF SAID LOT 2, A DISTANCE OF 555.10 FEET TO THE WEST LINE OF SAID LOT 2; THENCE N00°15'41"E ALONG THE WEST LINE OF SAID LOT 2, A DISTANCE OF 527.70 FEET; THENCE S89°46'15"E, A DISTANCE OF 653.68 FEET TO THE WEST LINE OF EASTOVER PLAT TWO, AN OFFICIAL PLAT, POLK COUNTY, IOWA; THENCE S00°06'39"W ALONG THE WEST LINE OF SAID EASTOVER PLAT TWO, A DISTANCE OF 365.10 FEET; THENCE N89°49'18"W, A DISTANCE OF 100.29 FEET; THENCE S00°00'01"E, A DISTANCE OF 162.51 FEET TO THE POINT OF BEGINNING.

SAID TRACT OF LAND BEING SUBJECT TO AND TOGETHER WITH ANY AND ALL EASEMENTS OF RECORD.

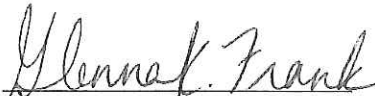
SAID TRACT OF LAND CONTAINS 7.55 ACRES.

from the "A-1" Agricultural District to "PUD" Planned Unit Development District classification.

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:

  
Glenna K. Frank  
Assistant City Attorney