



Roll Call Number

Agenda Item Number

69A

Date June 28, 2021

An Ordinance entitled, "AN ORDINANCE to amend 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, by rezoning and changing the district classification of certain property located at 1985 East Army Post Road from EX Mixed Use District to NM Neighborhood District classification",

presented.

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

FORM APPROVED:

(First of three required readings)

/s/Glenna K. Frank
Glenna K. Frank
Assistant City Attorney

(ZON2021-00059)

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BOESEN				
GATTO				
GRAY				
MANDELBAUM				
VOSS				
WESTERGAARD				
TOTAL				
MOTION CARRIED			APPROVED	

CERTIFICATE

I, P. Kay Cmelik, 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.

_____ Mayor

_____ City Clerk

69A

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 and 2, below.

ORDINANCE NO. _____

AN ORDINANCE to amend 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, by rezoning and changing the district classification of certain property located at 1985 East Army Post Road from EX Mixed Use District to NM Neighborhood 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 at 1985 East Army Post Road from EX Mixed Use District to NM Neighborhood District classification, more fully described as follows:

PARCEL 2020-25 LOCATED IN PART OF PARCEL 2020-25 IN THE NORTHWEST 1/4 OF THE NORTHEAST 1/4 AND THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF SECTION 35 TOWNSHIP 78 NORTH, RANGE 24 WEST OF THE 5TH P.M., POLK COUNTY, IOWA.

MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHEAST CORNER OF THE NORTHWEST 1/4 OF THE NORTHEAST 1/4

OF SAID SECTION 35, SAID POINT ALSO BEING ON THE SOUTH LINE OF A CERTAIN PARCEL OF LAND DESCRIBED AS PARCEL 2020-25 AND RECORDED IN BOOK 17788, PAGE 875-877 IN THE OFFICE OF THE RECORDER POLK COUNTY, IOWA; THENCE, N89°20'07"W 495.00' ALONG THE SOUTH LINE OF SAID PARCEL 2020-25 TO THE SOUTHWEST CORNER OF SAID PARCEL 2020-25; THENCE, N0°09'55"E 766.20' ALONG THE WEST LINE OF SAID PARCEL 2020-25; THENCE, S89°09'53"E 495.02' TO A NORTHEAST CORNER OF SAID PARCEL 2020-25; THENCE, CONTINUING S89°09'53"E 578.12' ALONG A NORTH LINE OF SAID PARCEL 2020-25 TO A NORTHEAST CORNER OF SAID PARCEL 2020-25; THENCE, S0°33'12"W 764.21' ALONG A EAST LINE OF SAID PARCEL 2020-25 TO THE SOUTHEAST CORNER OF SAID PARCEL 2020-25, SAID POINT ALSO BEING ON THE SOUTH LINE OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF SAID SECTION 35; THENCE N89°12'42"W 572.94' ALONG SAID SOUTH LINE TO THE POINT OF BEGINNING, CONTAINING 18.50 ACRES. SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD, IF ANY.

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:

/s/ Glenna K. Frank

Glenna K. Frank
Assistant City Attorney