



**Roll Call Number**

**Agenda Item Number**

48 A

Date October 4, 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 520 and 530 42<sup>nd</sup> Street from NX1 Neighborhood Mix Residential District to an RX1 Mixed Use 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

(ZON2021-000008/000009)

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

**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.

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

4/8 A

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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 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 134-1.10 of the Municipal Code of the City of Des Moines, Iowa, 2000, by rezoning and changing the district classification of certain property located at 520 and 530 42<sup>nd</sup> Street from NX1 Neighborhood Mix Residential District to an RX1 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 at 520 and 530 42<sup>nd</sup> Street, more fully described as follows, from NX1 Neighborhood Mix Residential District to an RX1 Mixed Use District classification:

520 42nd Street [Parcels 09008230 and 09008205]

The North 57 feet (except the West 53 feet thereof) of lot One (1); The South 13 feet of the North 70 of the East 143 feet of Lot 1; And beginning at the Southwest corner of Lot Twelve (12), thence North 83 feet, thence East 37 ½ feet, thence South 36 feet, thence West 3 feet, thence South 47 feet, thence West 34 ½ feet to beginning, all in the Official Plat of the South ½ of the Southeast ¼ of the Southeast ¼ of Section 1, Township 78, North, Range 25, West of the 5th P.M., now included in and forming a part of the City of Des Moines, Iowa.

AND

530 42nd Street [Parcel 09008231]

The South 83 feet of Lot 12 of Official Plat of South '2 of Southeast Quarter of Southeast Quarter of Section 1, Township 78, Range 25, West of the 5th P.M., now in and forming a part of the City of Des Moines, Iowa, (except beginning at the Southwest Corner of Said Lot 12, thence North 83 feet, thence East 37 ½ , thence South 36 feet, thence West 3 feet, thence South 47 feet, thence West 34 ½ feet to beginning).

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