



Roll Call Number

Agenda Item Number

69A

Date September 12, 2022

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 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",

presented.

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

FORM APPROVED:

(First of three required readings)

Lisa Weiland
Assistant City Attorney

(ZONG-2022-000066, 2022-000070, 2022-000062)

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

CERTIFICATE

I, LAURA BAUMGARTNER, 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: Lisa Wieland, Assistant City Attorney, 400 Robert D. Ray Drive, Des Moines, IA 50309 515/283-4124
 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 page 1, below.

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 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