



**Roll Call Number**

**Agenda Item Number**

42A

**Date** August 5, 2024

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 in the vicinity of 902 and 908 31<sup>st</sup> Street from "N5" Neighborhood District to "NX1" Neighborhood Mix 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)

/s/ Chas M. Cahill  
Chas M. Cahill  
Assistant City Attorney

(ZONG-2024-000017) (COMP-2024-000014)

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
BOESEN				
SIMONSON				
VOSS				
COLEMAN				
WESTERGAARD				
MANDELBAUM				
GATTO				
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

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Prepared by: Chas M. Cahill, Assistant City Attorney, 400 Robert D. Ray Drive, Des Moines, IA 50309 Phone: 515-283-4533  
 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 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 in the vicinity of 902 and 908 31<sup>st</sup> Street from "N5" Neighborhood District to "NX1" Neighborhood Mix 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 902 and 908 31<sup>st</sup> Street from "N5" Neighborhood District to "NX1" Neighborhood Mix District classification, more fully described as follows:

**THE SOUTH 42 2/3 FEET OF LOT FIVE (5), BLOCK TWO (2) IN PLEASANT VIEW, AN OFFICIAL PLAT, NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA, EXCEPT THE EAST 16 FEET THEREOF. AND AN EASEMENT FOR DRIVEWAY PURPOSES ON THE**

**NORTH 3 2/3 FEET OF LOT 5 (EXCEPT THE EAST 16 FEET) AND THE SOUTH 7 FEET OF LOT 4, BLOCK 2, PLEASANT VIEW.**

**AND**

**A PARCEL OF LAND IN LOT SIX (6), BLOCK TWO (2) IN PLEASANT VIEW, AN OFFICIAL PLAT, NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

**COMMENCING AT THE SW CORNER OF SAID LOT 6; THENCE N00°03'23"E, 30.37 FEET ON THE WEST LINE OF SAID LOT 6, TO THE POINT OF BEGINNING; THENCE CONTINUING N 00°03'23"E, 15.96 FEET ON SAID WEST LINE TO THE NW CORNER OF SAID LOT 6; THENCE N 89°54'49"E, 129.00 FEET ON THE NORTH LINE OF SAID LOT 6 TO THE EXISTING WESTERLY RIGHT OF WAY LINE OF 31ST STREET; THENCE S 00°03'23"W 2.75 FEET ON SAID EXISTING WESTERLY RIGHT OF WAY LINE; THENCE S 08°10'05"W, 30.88 FEET; THENCE S 84°12'43"W, 75.02 FEET; THENCE N 23°15'43"W, 28.88 FEET; THENCE S 87°19'57"W, 38.63 FEET TO THE POINT OF 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/ Chas M. Cahill  
Chas M. Cahill  
Assistant City Attorney