



Roll Call Number

Agenda Item Number

42A

Date August 19, 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 3803 Indianola Avenue and 3805 Indianola Avenue from N3a” Neighborhood District to “MX1” 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)

/s/ Chas M. Cahill

Chas M. Cahill
Assistant City Attorney

(ZONG-2024-000019) (COMP-2024-000016)

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

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.

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 3803 Indianola Avenue and 3805 Indianola Avenue from N3a” Neighborhood District to “MX1” 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 3803 Indianola Avenue and 3805 Indianola Avenue from N3a” Neighborhood District to “MX1” Mixed Use District classification, more fully described as follows:

BEING A PART OF LOT 22 OF THE OFFICIAL PLAT OF THE NW ¼ OF SECTION 23, TOWNSHIP 78 NORTH, RANGE 24 WEST OF THE 5TH P.M., CITY OF DES MOINES, POLK COUNTY, IOWA, DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF SAID LOT 22; THENCE S00°16'01"W, ALONG THE EAST LINE OF SAID LOT 22, A DISTANCE OF 109.94 FEET; THENCE S60°03'17"W, 231.70 FEET, TO A POINT ON THE EAST RIGHT-OF-WAY LINE OF INDIANOLA AVENUE, AS PRESENTLY ESTABLISHED; THENCE N39°03'39"W, ALONG SAID RIGHT-OF-WAY LINE, 112.97 FEET; THENCE N39°04'02"W, ALONG SAID RIGHT-OF-WAY LINE, 63.34 FEET; THENCE 115.67 FEET, ALONG SAID RIGHT-OF-WAY LINE AND THE ARC OF A 2962.50 FOOT RADIUS CURVE, CONCAVE NORTHEAST, HAVING A CHORD BEARING N37°56'55"W, 115.66 FEET, TO A POINT ON THE NORTH LINE OF SAID LOT 22; THENCE S89°47'06"E, ALONG SAID NORTH LINE, 90.63 FEET; THENCE S89°34'37"E, ALONG SAID NORTH LINE, 292.89 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