



Roll Call Number

09-1747

Agenda Item Number

20

Date September 28, 2009

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on September 17, 2009, its members voted 8-0 in support of a motion to recommend APPROVAL of a request from the State of Iowa (owner) represented by Ray Walton (Director of Department of Administrative Services) to rezone property located in the vicinity of 1111 East Court Avenue from R-4 Multiple Family Residential District to C-3A Central Business District Support Commercial District, the requested rezoning subject to the following:

Use of the property shall be restricted to only those functions required for State operations.

The subject property is more specifically described as follows:

BEG SW COR LT 2 THN NW 60F SELY 107.5F S 185F W 36F N TO POB
LTS 2 & 4 J E HENDRICKS SUB DIV BLK 9 W A SCOTTS ADD TO DM
AND
EX TRI PC BNG E 140F ON N LN & N 69F ON E LN- LT 1 & ALL LTS
2, 3 & 4 & -EX TRI PC BNG S 75F ON E LN & E 21F ON S LN- LTS 5
& 6 J E HENDRICKS SUB DIV LT 3 BLK 9 WA SCOTTS ADD
AND
W 119F ON N LN & W 105F ON S LN LT 7 J E HENDRICKS SUB DIV LT
3 BLK 9 WA SCOTTS ADD
AND
INTERV VAC ALLEY & LOTS 18 & 19 BLK 8 B F ALLEN, J S POLK & FM
HUBBELLS REPLT & SUB OF W A SCOTTS ADD OR SUBDIV
AND
INTERV VAC ALLEY & LOTS 17 & 20 BLK 8 B F ALLEN, J S POLK & FM
HUBBELLS REPLT & SUB OF W A SCOTTS ADD OR SUBDIV
AND
10F VAC ALLEY LYG E & ADJ S 62F LT 1,LTS 2,3,4 & N 24F LT 5 J
E HENDRICKS SUBDIV LT 3 BLK 9 WA SCOTTS ADD
AND
INTERV VAC ALLEYS & LTS 1 THRU 16 BLK 8 W A SCOTTS ADD OR
SUBDIV
AND
INTERV VAC ALLEY & LOTS 19,20,21 & 22 BLK 7 B F ALLEN, J S
POLK & FM HUBBELLS REPLT & SUB OF W A SCOTTS ADD OR SUBDIV
AND



Roll Call Number

09-1747

Agenda Item Number

20

Date September 28, 2009

16F VAC E/W ALLEY & 20F VAC N/S ALLEY THRU BLK 7 & LTS 1 THRU
 11 & LTS 14, 15 & 16 BLK 7 W A SCOTTS ADD OR SUBDIV
 AND
 LT 1 & -EX S 1 F- LT 2 & ALL LTS 3 & 4 OP LTS 12 & 13 BLK 7 W
 A SCOTTS ADD OR SUBDIV
 AND
 S 1F LT 2 & ALL LT 5 OP LTS 12 & 13 BLK 7 W A SCOTTS ADD OR
 SUBDIV
 AND
 INTERV VAC ALLEY & LOTS 17,18,23 & 24 BLK 7 B F ALLEN, J S
 POLK & FM HUBBELLS REPLT & SUB OF W A SCOTTS ADD OR SUBDIV
 AND
 ALL LOTS & INTERVENING ALLEY & CLOSED S E 11TH ST W OF & ADJ
 BLK 9 TOWN OF DE MOINE
 AND
 ALL LOTS & INTERVENING ALLEY & CLOSED SE 10TH ST W & ADJ BLK
 10 TOWN OF DE MOINE
 AND
 ALL N OF DM W LTS 1-2- 9 & 10 BLK 22 & NE PC LT 11 OP LTS 3 TO
 803 CLOSED VINE & 11TH ST N OF DM W TO THEIR NE JUNCTION COR &
 INTERVENING ALLEYS- BLK 22 TOWN OF DE MOINE
 AND
 ALL N & E OF A LINE FROM A PT 67.35 F S OF NW COR LOT 3 TO A
 PT 3 F N OF SE COR LOT 7 & INTERVENING ALLEYS & CLOSED VINE ST
 N & ADJ BLK 23 TOWN OF DE MOINE
 AND
 N 240F BLOCK A B F ALLEN, J S POLK & FM HUBBELLS REPLT & SUB
 OF W A SCOTTS ADD OR SUBDIV
 AND
 VAC 16F ALLEY E & ADJ & LTS 1 THRU 6 OP LT 1 OP E 1/2 SE 1/4
 SEC 3-78-24 & S 236F W 1/2 LT 31 BROOKS & COS ADD
 AND
 LTS 13 THRU 19 INCL OP LT 1 OP E 1/2 SE 1/4 SEC 3-78-24 & S
 236 F W 1/2 LT 31 BROOKS & COS ADD
 AND
 N 280F VAC E 13TH ST ADJ LTS LTS 13 THRU 19 OP LT 1 OP E 1/2
 SE 1/4 SEC 3-78-24 & S 236 F W 1/2 LT 31 BROOKS & COS ADD
 AND
 LTS 20 THRU 28 INCL OP LT 1 OP E 1/2 SE 1/4 SEC 3-78-24 & S
 236F W 1/2 LT 31 BROOKS & COS ADD
 AND



Roll Call Number

09-1747

Agenda Item Number

20

Date September 28, 2009

N 360F VAC 16F ALLEY W & ADJ & LTS 32 THRU 42 OP LT 1 OP E 1/2 SE 1/4 SEC 3-78-24 & S 236 F W 1/2 LT 31 BROOKS & COS ADD
AND

VAC 60F E 13TH ST COURT LYG S OF VAC VINE ST & N OF S LN LTS 31 & 55 OP LT 1 OP E 1/2 SE 1/4 SEC 3-78-24 & S 236 F W 1/2 LT 31 BROOKS & COS ADD
AND

-EX E 60F-LTS 43 THRU 54 OP LT 1 OP E 1/2 SE 1/4 SEC 3-78-24 & S 236 F W 1/2 LT 31 BROOKS & COS ADD
AND

PRT 80F VAC VINE ST S & ADJ BLKS 7, 8 & 9 LYG E OF E LN VAC E 12TH ST & W OF LN 135F E OF SW COR BLK 9 W A SCOTTS ADD OR SUBDIV
AND

A PART OF THE EXISTING RIGHT-OF-WAY OF SE 14TH STREET DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF BLOCK 9 OF W.A. SCOTT'S ADDITION, AN OFFICIAL PLAT; THENCE SOUTH 78°40'34" EAST ALONG THE SOUTH RIGHT-OF-WAY LINE OF E. COURT AVENUE, 235.18 FEET TO A POINT ON THE WEST RIGHT-OF-WAY LINE OF SE 14TH STREET; THENCE SOUTH 50°16'26" EAST ALONG SAID WEST RIGHT-OF-WAY LINE, 34.93 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE SOUTH 50°16'26" EAST, 16.14 FEET; THENCE SOUTH 00°15'22" WEST, 375.67 FEET; THENCE SOUTH 75°10'44" WEST, 7.39 FEET TO A POINT ON SAID WEST RIGHT-OF-WAY LINE OF SE 14TH STREET; THENCE THE FOLLOWING COURSES AND DISTANCES ALONG SAID WEST RIGHT-OF-WAY LINE: NORTH 14°49'16" WEST, 80.00 FEET; THENCE SOUTH 75°10'44" WEST, 29.97 FEET; THENCE NORTH 00°44'22" EAST, 129.63 FEET; THENCE NORTH 68°53'40" EAST, 10.06 FEET; THENCE NORTH 89°54'55" EAST, 36.27 FEET; THENCE NORTH 00°27'27" WEST, 184.91 FEET TO THE POINT OF BEGINNING AND CONTAINING 0.24 ACRES (10,541 S.F.), AN OFFICIAL PLAT all now included in and forming a part of the City of Des Moines, IN POLK COUNTY, IOWA.

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Des Moines, Iowa, as follows:

That the meeting of the City Council at which the proposed rezoning is to be considered shall be held in the Council Chambers, City Hall, Des Moines, Iowa at 5:00 p.m. on October



Roll Call Number

09-1747

Agenda Item Number

20

Date September 28, 2009

12, 2009, at which time the City Council will hear both those who oppose and those who favor the proposal.

That the City Clerk is hereby authorized and directed to cause notice of said proposal in the accompanying form to be given by publication once, not less than seven (7) days and not more than twenty (20) days before the date of hearing, all as specified in Section 362.3 and Section 414.4 of the Iowa Code.

MOVED by Coleman to adopt.

FORM APPROVED:

[Signature]

Michael F. Kelley
Assistant City Attorney

(ZON2009-00143)

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, COLEMAN, HENSLEY, KIERNAN, MAHAFFEY, MEYER, VLASSIS, and TOTAL.

CERTIFICATE

I, DIANE RAUH, 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.

MOTION CARRIED APPROVED
T.M. Franklin Council Mayor

[Signature] City Clerk