

ORDINANCE NO. 13,940

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 5901 S.E. 14th Street and 1535 E. Diehl Street from an "R1-80" One Family Residential District and "C-2" General Retail and Highway Oriented Commercial District to a "PUD" Planned Unit Development 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 134-277 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 5901 S.E. 14th Street and 1535 E. Diehl Street, more fully described as follows:

A part of Lots 11, 12, 13, 14, 15, 18 and 19 and part of lots 16 and 17, except existing street right-of-way, of Capitol View Acres, an Official Plat, all now included in and forming a part of the City of Des Moines, Polk County, Iowa, more particularly described as follows:

Beginning at the Northeast corner of said Lot 11 of Capitol View Acres; thence South 00° (Degrees) $03'$ (Minutes) $53''$ (Seconds) East a distance of 308.18 feet; thence North $89^{\circ}52'14''$ West, a distance of 441.89 feet; thence South $00^{\circ}00'00''$ East, a distance of 309.18 feet; thence North $89^{\circ}57'37''$ West, a distance of 501.89 feet; thence North $00^{\circ}00'00''$ East, a distance of 55.01 feet; thence North $01^{\circ}02'31''$ East, a distance of 110.00 feet; thence North $00^{\circ}00'00''$ East, a distance of 50.00 feet; thence

North 15⁰38'58" East, a distance of 51.90 feet; thence North 00⁰00'00" East, a distance of 30.00 feet; thence South 90⁰00'00" East, a distance of 14.00 feet; thence North 00⁰00'00" East, a distance of 30.00 feet; thence South 90⁰00'00" West, a distance of 12.00 feet; thence North 07⁰20'07" West, a distance of 141.10 feet; thence North 00⁰00'20" East, a distance of 155.02 feet; thence South 89⁰45'44" East, a distance of 943.43 feet to the POINT OF BEGINNING, containing 10.186 acres, more or less.

from the "R1-80" One Family Residential District and "C-2" General Retail and Highway Oriented Commercial District to a "PUD" Planned Unit Development District classification.

Sec. 2. This ordinance shall be in full force and effect from and after the later of its passage and publication as provided by law.

Sec. 3. That the City Clerk is hereby authorized and directed to cause certified copies of this ordinance and proof of publication thereof to be properly filed in the office of the Recorder of Polk County, Iowa.

FORM APPROVED:

Roger K. Brown, Assistant City Attorney

Preston Daniels, Mayor

Attest:

I, Donna Boetel-Baker, City Clerk of the City of Des Moines, Iowa, hereby certify that the above and foregoing is a true copy of an ordinance (Roll Call No. 01-133), passed by the City Council of said City at a meeting held April 16, 2001, signed by the Mayor on April 16, 2001, and published as provided by law in the Business Record on April 30, 2001. Authorized by Publication Order No. 1706.

Donna Boetel-Baker, MMC, City Clerk