

ORDINANCE NO. 14,041

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 4401 N.E. 46th Avenue from the "A-1" Agricultural District to the "R1-80" One-Family Residential 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 4401 N.E. 46th Avenue, more fully described as follows, from the "A-1" Agricultural District to the "R1-80" One-Family Residential District classification:

An irregular shaped tract of land located in the Northeast 1/4 of Section 21, Township 79 North, Range 23 West of the 5th p.m., Polk County, Iowa, being more particularly described as follows:

Commencing at the North 1/4 corner of said Section 21, Township 79 North, Range 23 West of the 5th p.m.; thence North 90⁰ (Degrees) 00⁰ (Minutes) 00⁰ (Seconds) East (Assumed for the purpose of this description) along the North line of the Northeast 1/4 of said Section 21 a distance of 717.52 feet; thence South 00⁰ 07' 55" West a distance of 50.00 feet to the South right of way line of N.E. 46th Avenue, as it is presently established, said point being the Point of Beginning; thence North 90⁰ 00' 00" East parallel with and 50.00 feet South of the North line of the Northeast 1/4 of said Section 21 a distance of 1288.52 Feet; thence South 00⁰ 02' 25" East a distance of 377.09 feet to the South line of the abandoned inter urban railway right of way; thence South 70⁰ 57' 01" West along the South line of said abandoned railway right of way line a distance of 2130.92 feet; thence North 00⁰ 24' 36" East a distance of 106.00 feet to the North line of the said abandoned railway right of way line; thence North 70⁰ 57' 01" East along the said North line of the abandoned railway right of way a distance of 606.11 feet; thence North 00⁰ 09' 00" East a distance of 95.58 feet; thence North 71⁰ 14' 30" East a distance of 158.49 feet; thence North 00⁰ 07' 55" East a distance of 622.36 feet to the Point of Beginning. Said tract of land contains 19.846 acres more or less.

Sec. 2. This ordinance shall be in full force and effect from and after 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, Diane Rauh, Chief Deputy 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. 02-111), passed by the City Council of said City at a meeting held January 7, 2002, signed by the Mayor on January 7, 2002, and published as provided by law in the Business Record on January 21, 2002. Authorized by Publication Order No. 3087.

Diane Rauh, Chief Deputy City Clerk