

ORDINANCE NO. 14,302

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 an area generally bounded by vacated Army Post Road on the north, Relocated Army Post Road on the south, properties fronting SW 28th Court on the east, and properties fronting SW 30th Street on the west, from the "C-2" General Retail and Highway Oriented Commercial District and "R1-80" One Family Residential District to the "M-3" Limited Industrial 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 an area generally bounded by vacated Army Post Road on the north, Relocated Army Post Road on the south, properties fronting SW 28th Court on the east, and properties fronting SW 30th Street on the west,, more fully described as follows, from the "C-2" General Retail and Highway Oriented Commercial District and "R1-80" One Family Residential District to the "M-3" Limited Industrial District classification:

C-2 TO M-3:

LOT 1, BEENER PLAZA, AN OFFICIAL PLAT AND THE SOUTH 186.0 FEET OF THE NORTH 188.0 FEET OF LOT 2. HAVERHILL PLACE, AN OFFICIAL PLAT, ALL NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA

R1-80 TO M-3:

LOT 1 THROUGH 6, HAVERHILL PLACE PLAT 2, AN OFFICIAL PLAT; AND,

LOTS 2 THROUGH 8, 10, 11 AND 12, BEENER PLAZA, AN OFFICIAL PLAT; AND

LOT 2 (EXCEPT THE NORTH 188.0 FEET), LOT 3 (EXCEPT THE EAST 100 FEET), LOT 4, AND LOTS 6 THROUGH 10, HAVERHILL PLACE, AN OFFICIAL PLAT; AND,

LOT 5, HAVERHILL PLACE, AN OFFICIAL PLAT, AND PART OF THE NORTHEAST 1/4, OF SECTION 31, TOWNSHIP 78 NORTH, RANGE 24 WEST OF THE 5TH P.M., MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE
SOUTHWEST CORNER OF SAID
LOT 5; THENCE NORTH
0⁰(DEGREES) 12'(MINUTES)
14"(SECONDS) WEST ALONG
THE WEST LINE OF SAID LOT 5,
ALSO KNOW AS THE WEST
LINE OF THE EAST 1/2 OF THE
NORTHEAST 1/4 OF SAID
SECTION 31-78-24, A DISTANCE
OF 218.98 FEET; THENCE SOUTH
89⁰50'28" EAST ALONG THE
NORTH LINE OF SAID LOT 5, A
DISTANCE OF 417.43 FEET;
THENCE CONTINUING SOUTH
89⁰51'20" EAST ALONG SAID
NORTH LOT LINE OF SAID LOT
5 , A DISTANCE OF 217.84 FEET;
THENCE SOUTH 0⁰05'01" WEST,
218.84 FEET; THENCE NORTH
89⁰50'43" WEST, 272.07 FEET;
THENCE SOUTH 0⁰36'26" WEST,
209.87 FEET; THENCE SOUTH
89⁰52'07" EAST, 126.74 FEET;
THENCE SOUTH 0⁰24'42" EAST,
262.26 FEET; THENCE SOUTH
66⁰19'59" WEST, 347.52 FEET;
THENCE NORTH 89⁰33'14"
WEST, 167.43 FEET; THENCE
NORTH 0⁰17'31" WEST, 398.38
FEET; THENCE NORTH 0⁰12'14"
WEST, 213.06 FEET TO THE
POINT OF BEGINNING;

AND,

THE SOUTH 210.0 FEET OF THE NORTH 1084.0 FEET OF
THE WEST 272.0 FEET OF EAST 274.12 FEET OF WEST 638.0
FEET OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF
SECTION 31, TOWNSHIP 78 NORTH, RANGE 24 WEST, OF
THE 5TH P.M., AND,

THE ADJOINING AND INTERVENING PORTIONS SW 30TH
STREET, LITTELL AVENUE AND SW 28TH COURT, ALL
NOW INCLUDED IN AND FORMING A PART OF THE CITY
OF DES MOINES, POLK COUNTY, IOWA.

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 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:

Roger K. Brown, Assistant City Attorney

Preston Daniels, Mayor

Attest:

I, Diane Rauh, 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. 03- 2806), passed by the City Council of said City at a meeting held December 8, 2003 signed by the Mayor on December 8, 2003 and published as provided by law in the Business Record on December 22, 2003 Authorized by Publication Order No. 4010.

Diane Rauh, City Clerk