

ORDINANCE NO. 14,505

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 1101 E. 6th Street from the "C-2" General Retail and Highway Oriented Commercial and "R1-60" One-Family Low-Density Residential Districts to the "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 1101 E. 6th Street, more fully described as follows:

LOT 1 OF RIVER HILLS PLAT 4; AND, THE EAST 36.2 FEET OF LOT 8, LOTS 9-14 INCLUSIVE, THE NORTH 54 FEET OF LOT 15, LOTS 16-18 INCLUSIVE, ALL OF THE 16 FEET ALLEY LYING EAST OF AND ADJACENT TO LOT 18, ALL IN JAMES HALL'S SECOND SUBDIVISION; AND, ALL OF THAT PART OF VACATED EAST 7TH STREET EXTENDING FROM THE NORTH LINE OF FREEMONT STREET TO THE SOUTH LINE OF FILMORE STREET EXTENDED WEST, AND THAT PART OF VACATED FILMORE STREET EXTENDING FROM A LINE 40 FEET EAST OF AND PARALLEL TO THE CENTERLINE OF EAST 6TH AVENUE TO THE WEST LINE OF LOT 6 IN JAMES HALL'S SECOND SUBDIVISION; AND, THE SOUTH 66 FEET OF LOT 5 AND LOT 6, LYING EAST OF EAST 7TH AVENUE AND WEST OF PINE STREET, ALL IN THE OFFICIAL PLAT OF LOTS 1 AND 2 OF DEAN'S SUBDIVISION OF OUT LOTS; AND, LOT 1 AND THE SOUTH 4 FEET OF LOT 2 (EXCEPT BEGINNING AT THE SOUTHEAST CORNER OF LOT 1; THENCE N 89°50'42" W ALONG THE SOUTH LINE OF SAID LOT 1, 5.00 FEET; THENCE N 12°29'10" E, 15.35 FEET; THENCE N 00°41'22" W, 46.32 FEET; THENCE S 89°52'18" E, 1.50 FEET TO THE EAST LINE OF SAID LOT 2; THENCE S 00°41'22" E, 61.32 FEET TO THE POINT OF BEGINNING), AND LOT 3 (EXCEPT THE EAST 1.50 FEET THEREOF), AND THE NORTH 50 FEET OF LOT 2 (EXCEPT THE EAST 1.50 FEET), AND LOTS 4 AND 5 (EXCEPT BEGINNING AT THE SOUTHEAST CORNER OF LOT 4; THENCE N 89°55'29" W ALONG THE SOUTH LINE OF SAID LOT 4, A DISTANCE OF 1.50 FEET; THENCE N 00°41'22" W, 85.29 FEET; THENCE N 42°51'02" W, 24.18 FEET TO THE SOUTH LINE OF UNIVERSITY AVENUE; THENCE N 89°51'08" E, 17.73 FEET; THENCE S 00°41'22" E, 102.98 FEET TO THE POINT OF BEGINNING), AND LOTS 6-10 INCLUSIVE, ALL IN JAMES HALL'S SUBDIVISION OF THE SOUTH 261 FEET OF THE NORTH 330 FEET OF LOT NO. 1 OF DEAN'S SUBDIVISION OF OUT

LOTS; AND, THE SOUTH 3 FEET OF THE NORTH 69 FEET OF THE WEST 127 FEET OF THE EAST 167 FEET OF LOT 2, AND THE SOUTH 3 FEET OF THE NORTH 69 FEET OF THE EAST 127 FEET OF THE WEST 147 FEET OF LOT 2 OF THE OFFICIAL PLAT OF LOTS 1 AND 2 OF DEAN'S SUBDIVISION OF OUT LOTS; AND, A STRIP OF LAND LYING NORTH AND ADJACENT TO LOTS 8-10 OF JAMES HALL'S SECOND ADDITION; AND, THE FOLLOWING ROAD RIGHT-OF-WAYS:

ALL THAT PART OF FILMORE STREET EXTENDING FROM THE WEST LINE OF E. 7TH AVENUE TO THE WEST LINE OF PENNSYLVANIA AVENUE; THE ALLEY LYING SOUTH OF E. UNIVERSITY AVENUE AND ADJACENT TO LOTS 1-10 OF JAMES HALL'S SUBDIVISION; ALL THAT PART OF BOTH PINE STREET AND E. 7TH AVENUE EXTENDING FROM THE SOUTH LINE OF E. UNIVERSITY AVENUE TO THE NORTH LINE OF FILMORE STREET; THE ALLEY LYING ADJACENT TO LOTS 11-16 OF JAMES HALL'S SECOND SUBDIVISION AND EXTENDING FROM FILMORE STREET TO FREEMONT STREET, ALL INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA.

from the "C-2" General Retail and Highway Oriented Commercial and "R1-60" One-Family Low-Density Residential Districts to the "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 the vicinity map, this ordinance, and proof of publication of this ordinance to be properly filed in the office of the Polk County Recorder.

FORM APPROVED:

Roger K. Brown, Assistant City Attorney

T.M. Franklin Cownie, 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. 05-2492), passed by the City Council of said City at a meeting held October 10, 2005 signed by the Mayor on October 10, 2005 and published as provided by law in the Business Record on October 24, 2005 Authorized by Publication Order No. 4964.

Diane Rauh, City Clerk