

ORDINANCE NO. 14,698

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 5100 NE 38th Avenue from the "A-1" Agricultural District 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 5100 NE 38th Avenue (also known as E. Douglas Avenue), more fully described as follows:

A part of the Southeast  $\frac{1}{4}$  of Section 22, Township 79 North, Range 23 West of the 5<sup>th</sup> P.M., City of Des Moines, Polk County, Iowa, and described as follows:

Beginning at the South  $\frac{1}{4}$  corner of said Section 22; thence North  $0^{\circ}09'40''$  East along the West line of said Southeast  $\frac{1}{4}$ , a distance of 1327.07 feet to the Northwest  $\frac{1}{4}$  of the South  $\frac{1}{2}$  of said Southeast  $\frac{1}{4}$ ; thence continuing North  $0^{\circ}09'40''$  East along said West line, 66.00 feet; thence South  $26^{\circ}30'20''$  East, 73.53 feet to a point on the North line of said South  $\frac{1}{2}$  of the Southeast  $\frac{1}{4}$ ; thence North  $89^{\circ}39'02''$  East along said North line, 1216.74 feet; thence South  $0^{\circ}22'00''$  West, 1342.89 feet to a point on the South line of said Southeast  $\frac{1}{4}$ ; thence South  $89^{\circ}37'24''$  West along said South line, 1244.88 feet to the Point of Beginning and containing 38.25 acres (1,666,173 square feet).

from the "A-1" Agricultural District 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. 07-1665), passed by the City Council of said City at a meeting held August 20, 2007 signed by the Mayor on August 20, 2007 and published as provided by law in the Business Record on September 3, 2007, Authorized by Publication Order No. 5857.

Diane Rauh, City Clerk