

ORDINANCE NO. 15,114

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 1540 Scott Avenue from the M-2 Heavy Industrial District classification 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 1540 Scott Avenue, more fully described as follows:

A PORTION OF LOTS 23, 24, 51, 60, 61, 82, 93, 94, AND 107, AND ALL OF LOTS 25 THRU 50, 62 THRU 81, 95 THRU 106 AND A PORTION OF VACATED ALLEY ADJOINING LOTS 102 THRU 107, VACATED SOUTHEAST 15TH COURT, VACATED ALLEY ADJOINING LOTS 61 THRU 72, VACATED ASTOR STREET, VACATED ALLEY ADJOINING LOTS 38 THRU 51, COTTAGE ADDITION, AN OFFICIAL PLAT; AND ALL OF LOTS 4 THRU 23, AND A PORTION OF LOTS 3 AND 24, AND A PORTION OF THE VACATED ALLEY ADJOINING LOTS 3 THRU 13, GEO GARVER'S SUB-DIVISION OF LOTS 1 & 2 OF OFFICIAL PLAT OF LOT 47 OF BROOKS & COS ADD TO DES MOINES, AN OFFICIAL PLAT; AND ALL OF LOT 3 OF THE OFFICIAL PLAT OF LOT 46 OF BROOKS & COS ADDITION TO THE CITY OF DES MOINES, AN OFFICIAL PLAT; AND A PORTION OF VACATED SOUTHEAST 16TH STREET, AND A PORTION OF VACATED SOUTHEAST 16TH COURT, AND A PORTION OF VACATED RAILROAD RIGHT OF WAY, ALL NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A POINT OF REFERENCE BEING THE SOUTHWEST CORNER OF EAST 15TH STREET AND THE FORMER CHICAGO BURLINGTON AND QUINCY RAILROAD RIGHT OF WAY; THENCE NORTH 00°(DEGREES)03'(MINUTES)46"(SECONDS) EAST, 228.66 FEET ON THE WEST RIGHT OF WAY LINE OF SOUTHEAST 15TH STREET; THENCE SOUTH 89°56'14" EAST, 80.00 FEET TO THE EAST LINE OF SOUTHEAST 15TH STREET RIGHT OF WAY AND THE POINT OF BEGINNING; THENCE NORTH 83°07'17" EAST, 536.46 FEET; THENCE 586.46 FEET ON A 4884.98 FOOT RADIUS CURVE TO THE RIGHT WITH A CHORD LENGTH OF 586.11 FEET AND BEARS NORTH 86°33'39" EAST; THENCE NORTH 90°00'00" EAST, 37.57 FEET TO THE EASTERLY LINE OF THE VACATED RAILROAD RIGHT OF WAY; THENCE 456.56 FEET ON A 984.83 FOOT RADIUS CURVE TO THE RIGHT WITH A CHORD LENGTH OF 452.48 FEET AND BEARS SOUTH 11°30'34" EAST ON SAID EASTERLY RIGHT OF WAY LINE TO THE NORTH LINE OF SCOTT STREET RIGHT OF WAY; THENCE NORTH 89°47'31" WEST, 736.56 FEET ON SAID NORTH RIGHT OF WAY LINE TO THE NORTHERLY LINE OF FORMER CHICAGO, BURLINGTON AND QUINCY RAILROAD; THENCE NORTH 69°38'46" WEST, 542.91 FEET ON SAID NORTHERLY LINE TO THE EAST LINE OF SOUTHEAST 15TH STREET RIGHT OF WAY; THENCE NORTH 00°03'46" EAST, 152.47 FEET ON SAID RIGHT OF WAY LINE TO THE POINT OF BEGINNING, CONTAINING 10.26 ACRES MORE OR LESS;

from the M-2 Heavy Industrial District classification 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:

Michael F. Kelley, 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. 12-1036), passed by the City Council of said City at a meeting held June 25, 2012 signed by the Mayor on June 25, 2012 and published as provided by law in the Business Record on July 13, 2012. Authorized by Publication Order No. 7922.

Diane Rauh, City Clerk