

ORDINANCE NO. 15,727

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 2900 Easter Lake Drive from the “R1-90” Large-Lot One-Family Residential District to Limited “C-1” Neighborhood Retail Commercial 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 2900 Easter Lake Drive, more fully described as follows, from the “R1-90” Large-Lot One-Family Residential District to Limited “C-1” Neighborhood Retail Commercial District classification:

THE NORTH 380 FEET OF THE SOUTH 430 FEET OF THE EAST 340 FEET OF THE WEST 1000 FEET OF THE NORTHEAST ¼ OF THE NORTHEAST ¼ OF SECTION 25, TOWNSHIP 78 NORTH, RANGE 24 WEST OF THE 5TH P.M. CONTAINING 2.966 ACRES, MORE OR LESS.

Section 2. That this ordinance and the zoning granted by the terms hereof are subject to the following imposed additional conditions which have been agreed to and accepted by execution of an Acceptance of Rezoning Ordinance by all owners of said property and are binding upon the owners and their successors, heirs, and assigns as follows:

- (1) Permitted uses shall only include those as allowed in the “R1-90” District and a daycare center.
- (2) Any use of the Property for a daycare center shall comply with requirements for a change of occupancy under the applicable Building and Fire Codes and shall comply with an approved Site Plan, with permits issued by the Permit and Development Center.

Section 3. This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

Section 4. That the City Clerk is hereby authorized and directed to cause certified copies of the Acceptance of Rezoning Ordinance, this ordinance, vicinity map 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:

Glenna K. Frank, 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. 18- 1942), passed by the City Council of said City at a meeting held November 19, 2018 signed by the Mayor on November 19, 2018 and published and provided by law in the Business Record on December 7, 2018. Authorized by Publication Order No.10555.

Diane Rauh, City Clerk