

ORDINANCE NO. 16,028

AN ORDINANCE to amend the Official Zoning Map of the City of Des Moines, Iowa, set forth in Section 134-1.10 of the Municipal Code of the City of Des Moines, Iowa, 2000, by rezoning and changing the district classification of certain property located at 1600 East Army Post Road from 'EX Mixed Use District to 'CX' Mixed Use 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 134-1.10 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 1600 East Army Post Road from 'EX Mixed Use District to 'CX' Mixed Use District classification, more fully described as follows:

LOT 1 IN NEW HOPE, AN OFFICIAL PLAT, NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA, EXCEPT HIGHWAY.

AND

A PARCEL OF LAND IN THE SOUTHEAST QUARTER SOUTHWEST QUARTER SOUTHWEST QUARTER OF SECTION 26 TOWNSHIP 78 NORTH RANGE 24, WEST OF 5TH P.M., POLK COUNTY, IOWA, THAT IS MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AS A POINT OF REFERENCE AT THE SOUTHEAST CORNER OF THE SOUTHEAST QUARTER SOUTHWEST QUARTER SOUTHWEST QUARTER; THENCE NORTH 00 DEGREES 04 MINUTES 16 SECONDS EAST (ASSUMED FOR PURPOSE OF THIS DESCRIPTION ONLY) ALONG THE EAST LINE OF SAID SOUTHEAST QUARTER SOUTHWEST QUARTER SOUTHWEST QUARTER 80.66 FEET TO A POINT ON THE NORTHERLY RIGHT OF WAY LINE OF ARMY POST ROAD AND THE POINT OF BEGINNING; THENCE CONTINUING NORTH 00 DEGREES 04 MINUTES 16 SECONDS EAST, ALONG SAID EAST LINE 590.43 FEET TO THE NORTHEAST CORNER OF SAID SOUTHEAST QUARTER SOUTHWEST QUARTER SOUTHWEST QUARTER; THENCE SOUTH 89 DEGREES 57 MINUTES 22 SECONDS WEST, ALONG THE NORTH LINE OF SAID SOUTHEAST QUARTER SOUTHWEST QUARTER SOUTHWEST QUARTER, 153.05 FEET TO A POINT; THENCE SOUTH 00 DEGREES 04 MINUTES 16 SECONDS WEST, PARALLEL TO THE EAST LINE OF SOUTHEAST QUARTER SOUTHWEST QUARTER SOUTHWEST QUARTER, 592.20 FEET TO A POINT ON THE NORTHERLY RIGHT OF WAY LINE OF ARMY POST ROAD; THENCE NORTH 89 DEGREES 27 MINUTES 35

SECONDS EAST, ALONG SAID NORTHERLY RIGHT OF WAY LINE 153.06 FEET TO THE POINT OF BEGINNING.

Section 2. This ordinance shall be in full force and effect from and after the later of its passage and publication as provided by law.

Section 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:

Judy K. Parks-Kruse, Assistant City Attorney

T. M. Franklin Cownie, Mayor

Attest: I, P. Kay Cmelik, 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. 21-1156), passed by the City Council of said City at a meeting held on July 19, 2021 and signed by the Mayor on July 19, 2021 and published and provided by law in the Business Record on August 6, 2021. Authorized by Publication Order No. 11605.

P. Kay Cmelik, City Clerk