

ORDINANCE NO. 16,072

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 3733 Easton Boulevard from MX1 Mixed Use District to MX2 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 at 3733 Easton Boulevard from MX1 Mixed Use District to MX2 Mixed Use District classification, more fully described as follows:

Part of Lot 2 of the Official Plat of the N1/2 of the NE1/4 of the NE1/4 of Section 32, Township 79 North, Range 23 West of the 5th P.M., now included in and forming a part of the City of Des Moines, Iowa, more specifically described as follows, to-wit:

Commencing at a point 36.7 feet South of the Northeast corner of said Section 32 said point being the Northeast corner of said Lot 2; Thence South along the East line of said Section (being the East line of said Lot 2 and the West line of East 38th Street as now located) 165 feet; Thence West 120 feet; Thence North 106.45 feet to the North line of said Lot 2 (being the South line of Easton Boulevard); Thence North 63 degrees 57 minutes East 133.51 feet along the North line of said Lot 2 (being the South line of Easton Boulevard) to the point of beginning, Polk County, Iowa.

EXCEPT a tract described as follows: Part of Lot 2, of the Official Plat of the N1/2 of the NE1/4 of the NE1/4 of Section 32, Township 79 North, Range 23 West of the 5th P.M., more particularly described as follows:

Beginning at the Northeast corner of said Lot 2; Thence South 0 degrees 00 minutes

00 seconds East (assumed), along the East line of said Lot 2, 165.09 feet to a found 1/2" iron rod; Thence North 89 degrees 51 minutes 24 seconds West, 20.00 feet; Thence North 0 degrees 00 minutes 00 seconds East, 150.30 feet; Thence North 57 degrees 58 minutes 18 seconds West, 5.30 feet to the North line of said Lot 2; Thence North 64 degrees 01 minute 25 seconds East along said North line, 27.25 feet to the point of beginning, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

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:

Glenna K. Frank, 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. 21-1694), passed by the City Council of said City at the meeting held on November 1, 2021 and signed by the Mayor on November 1, 2021 and published and provided by law in the Business Record on November 19, 2021 Authorized by Publication Order No. 11721.

P. Kay Cmelik, City Clerk