



**Roll Call Number**

Agenda Item Number  
**43A**

Date November 20, 2023

An Ordinance entitled, "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 in the vicinity of 7900 Southridge Boulevard (Geo Parcel #7824-35-477-001) from "MX3-V" Mixed Use District to "MX3" Mixed Use District classification",

presented.

Moved by \_\_\_\_\_ that this ordinance be considered and given first vote for passage. Second by \_\_\_\_\_.

FORM APPROVED:

(First of three required readings)

/s/ Chas M. Cahill  
Chas M. Cahill  
Assistant City Attorney

(ZONG-2023-000043)

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BOESEN				
GATTO				
MANDELBAUM				
VOSS				
WESTERGAARD				
<b>TOTAL</b>				
MOTION CARRIED	APPROVED			

**CERTIFICATE**

I, LAURA BAUMGARTNER, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Clerk

43A

---

Prepared by: Chas M. Cahill, Assistant City Attorney, 400 Robert D. Ray Drive, Des Moines, IA 50309 Phone: 515-283-4533  
 Return Address: City Clerk - City Hall, 400 Robert D. Ray Dr., Des Moines, IA 50309  
 Title of Document: City of Des Moines, Ordinance No. \_\_\_\_\_  
 Grantor/Grantee: City of Des Moines, Iowa  
 Legal Description: See page 1 and 2, below.

---

ORDINANCE NO. \_\_\_\_\_

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 in the vicinity of 7900 Southridge Boulevard (Geo Parcel #7824-35-477-001) from "MX3-V" Mixed Use District to "MX3" 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 in the vicinity of 7900 Southridge Boulevard (Geo Parcel #7824-35-477-001) from "MX3-V" Mixed Use District to "MX3" Mixed Use District classification, more fully described as follows:

**THAT PART OF THE EAST 1/2 OF THE SOUTHEAST 1/4 OF SECTION 35, TOWNSHIP 78 NORTH, RANGE 24, WEST OF THE 5TH P.M., POLK COUNTY, IOWA, LYING SOUTHWESTERLY OF HIGHWAY 65-69 MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE**

**SOUTHWEST CORNER OF THE EAST 1/2 OF THE SOUTHEAST 1/4 OF SECTION 35, TOWNSHIP 78 NORTH, RANGE 24 WEST OF THE 5TH P.M., THENCE N 0°-24'-11" E ALONG THE WEST LINE OF SAID EAST 1/2 TO A POINT ON THE SOUTHWESTERLY RIGHT OF WAY .LINE OF IOWA HIGHWAY 65-69, 160 FEET LEFT OF HIGHWAY CENTERLINE, THENCE SOUTHEASTERLY TO A POINT 130 FEET LEFT OF HIGHWAY STATION 1116+00, THENCE SOUTHEASTERLY ALONG A CURVE CONCAVE SOUTHWESTERLY, TO A POINT 130 FEET LEFT OF HIGHWAY STATION 1107+33, LAST SAID LINE BEING AT ALL POINTS 130 FEET RADially DISTANT FROM THE CENTERLINE OF SAID HIGHWAY AS SHOWN ON PROJECT NUMBER F-69-4(3)-20-77, THENCE SOUTHEASTERLY TO A POINT 60 FEET LEFT OF SIDE ROAD STATION 14099+75, THENCE SOUTHWESTERLY TO A POINT 60 FEET LEFT OF SAID ROAD STATION 14099+00, THENCE SOUTHWESTERLY TO A POINT 60 FEET LEFT OF SIDE ROAD STATION 14096+00, THENCE SOUTHWESTERLY TO A POINT 60 FEET LEFT OF SIDE ROAD STATION 14092+00, THENCE SOUTHWESTERLY TO A POINT 33 FEET LEFT OF SAID ROAD STATION 14091+00, THENCE S 0°-54'- 02" W 33.00 FEET TO THE SOUTH LINE OF SAID SECTION 35, THENCE N 89°-05'-58" W ALONG SAID SECTION LINE 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:

/s/ Chas M. Cahill  
Chas M. Cahill  
Assistant City Attorney