

RESOLUTION

RESOLUTION PROVIDING FOR THE NOTICE AND HEARING OF THE CITY COUNCIL OF THE CITY OF ANKENY TO REZONE CERTAIN PROPERTY OWNED BY ROCK CREEK COMMERCIAL, LLC LOCATED NORTH AND EAST OF THE INTERSECTION OF NW 36TH STREET AND NW IRVINEDALE DRIVE

WHEREAS, the Plan and Zoning Commission of the City of Ankeny, Iowa, held a public hearing and made a recommendation on the 5th day of July, 2017, to the City Council regarding an amendment to the Zoning Regulations, Chapter 192, of the Municipal Code of the City of Ankeny, Iowa, upon the question of approving a rezoning for the following described property owned by Rock Creek Commercial, LLC from C-1, Neighborhood Retail Commercial District to Rock Creek Commercial PUD, Planned Unit Development; and

WHEREAS, the City Council now deems it necessary to provide for notice and hearing on the proposed rezoning of the following described property:

LEGAL DESCRIPTION:

A TRACT OF LAND BEING A PART OF PARCEL 'E' OF THE PLAT OF SURVEY OF THE SOUTH HALF OF THE SOUTHWEST QUARTER OF SECTION 3, TOWNSHIP 80 NORTH, RANGE 24 WEST OF THE 5TH P.M., ANKENY, POLK COUNTY, IOWA, RECORDED AT BOOK 15735, PAGE 812 IN THE OFFICE OF THE POLK COUNTY RECORDER. SAID TRACT OF LAND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF PARCEL 'E' OF THE PLAT OF SURVEY OF THE SOUTH HALF OF THE SOUTHWEST QUARTER OF SECTION 3, TOWNSHIP 80 NORTH, RANGE 24 WEST OF THE 5TH P.M., ANKENY, POLK COUNTY, IOWA, RECORDED AT BOOK 15735, PAGE 812 IN THE OFFICE OF THE POLK COUNTY RECORDER; THENCE S89°32'34"W, 512.34 FEET ALONG THE SOUTH LINE OF SAID PARCEL 'E'; THENCE N 00°27'26"W, 243.40 FEET TO A POINT OF CURVATURE OF A 300.00 FEET RADIUS CURVE CONCAVE TO THE SOUTHWEST; THENCE NORTHWESTERLY 93.80 FEET ALONG SAID CURVE, SAID CURVE HAS A CHORD LENGTH OF 93.41 FEET AND A CHORD BEARING OF N09°24'51"W, TO THE NORTHERLY LINE OF SAID PARCEL 'E'; THENCE N90°00'00"E, 374.98 FEET, TO THE EAST LINE OF SAID PARCEL 'E'; THENCE S25°00'00"E; 365.73 FEET ALONG SAID EAST LINE TO THE SOUTHEAST CORNER OF SAID PARCEL 'E' AND TO THE POINT OF BEGINNING.

SAID TRACT OF LAND CONTAINS 3.355 ACRES MORE OR LESS.
SAID TRACT OF LAND BEING SUBJECT TO ALL EASEMENTS OF RECORD.

LAYMAN'S DESCRIPTION:

Approximately 3.355 acres (+/-) of land generally located 660-feet east and north of the intersection of NW 36th Street and NW Irvinedale Drive of Ankeny.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ANKENY, IOWA:

1. That a public hearing shall be held at 5:30 P.M. on the 7th day of August, 2017, in the Council Chambers, City Hall, 410 West First Street, Ankeny, Iowa, on the question of approving the amendment to the zoning regulations, Chapter 192, of the Municipal Code of the City of Ankeny, Iowa, by rezoning the above described property owned by Rock Creek Commercial, LLC from the current C-1, Neighborhood Retail Commercial District to PUD, Planned Unit Development; and
2. That the City Clerk is hereby authorized to publish notice of such hearing at the time and manner required by law.

Dated this 17th day of July 2017.

Gary Lorenz, Mayor

ATTEST:

Pamela DeMouth, City Clerk