

RESOLUTION

**RESOLUTION PROVIDING FOR THE NOTICE AND HEARING
OF THE CITY COUNCIL OF THE CITY OF ANKENY TO REZONE CERTAIN PROPERTY
OWNED BY DENNIS E. JORDAN, JOSEPH & ELIZABETH ORIGER, LEROY BROWN III, NELLO
MEDICI LIFE ESTATE (NORTH), NELLO MEDICI LIFE ESTATE (SOUTH), SANTE & NELLO
MEDICI AND JEROME & JOSEPHINE SCHMITT LOCATED EAST OF SOUTH ANKENY
BOULEVARD, SOUTH OF SE 33RD STREET AND SE PRIMROSE 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 Dennis E. Jordan, Joseph & Elizabeth Origer, Leroy Brown III, Nello Medici Life Estate (North), Nello Medici Life Estate (South), Sante & Nello Medici and Jerome & Josephine Schmitt from the current R-1, One-Family Residence District to 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. LOT 1, EXCEPT THE WEST 478.00 FEET, ALBRIGHT ACRES, AN OFFICIAL PLAT, IN POLK COUNTY, IOWA.
- B. THE EAST 182.00 FEET OF PARCEL "B" OF THE PLAT OF SURVEY FILED IN BOOK 7737, PAGE 604 OF THE POLK COUNTY RECORDERS OFFICE, BEING IN THE NORTH 1/2 OF THE SOUTHWEST 1/4 OF SECTION 36, TOWNSHIP 80 NORTH, RANGE 24 WEST OF THE 5TH P.M., POLK COUNTY, IOWA.
- C. THE EAST 78.00 FEET OF THE WEST 556.00 FEET OF PARCEL "A" OF THE PLAT OF SURVEY FILED IN BOOK 7737, PAGE 604 OF THE POLK COUNTY RECORDERS OFFICE, BEING IN THE NORTH 1/2 OF THE SOUTHWEST 1/4 OF SECTION 36, TOWNSHIP 80 NORTH, RANGE 24 WEST OF THE 5TH P.M., POLK COUNTY, IOWA.
- D. PARCEL "C" AS FILED IN BOOK 7737, PAGE 604 OF THE POLK COUNTY RECORDER'S OFFICE BEING A PART OF LOT 2, ALBRIGHT ACRES, AN OFFICIAL PLAT, POLK COUNTY, IOWA.
- AND
- THE EAST 104.00 FEET OF THE WEST 660.00 FEET OF PARCEL "A" AS FILED IN BOOK 7737, PAGE 604 OF THE POLK COUNTY RECORDER'S OFFICE AND BEING IN THE SOUTH 1/2 OF LOT 2, ALBRIGHT ACRES, AND OFFICIAL PLAT IN POLK COUNTY, IOWA.
- E. A PART OF LOT 3, ALBRIGHT ACRES, AN OFFICIAL PLAT IN POLK COUNTY, IOWA AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:
- COMMENCING AT THE SOUTHWEST CORNER OF THE NORTHWEST 1/4 OF THE SOUTHWEST 1/4 OF SAID SECTION 36; THENCE NORTH 00°10'23" EAST, 162.52 FEET TO THE SOUTHWEST CORNER OF SAID LOT 3; THENCE NORTH 89°56'58" EAST ALONG THE SOUTH LINE OF SAID LOT 3, 440.00 FEET TO THE POINT OF BEGINNING; THENCE NORTH 00°10'23" EAST, 145.70 FEET TO THE NORTH LINE OF SAID LOT 3; THENCE NORTH 89°56' 58" EAST ALONG SAID NORTH LINE, 1688.65 FEET TO THE NORTHEAST CORNER OF SAID LOT 3; THENCE SOUTHWESTERLY ALONG THE EAST LINE OF SAID LOT 3 AND ALONG A CURVE CONCAVE NORTHWESTERLY WHOSE RADIUS IS 955.37 FEET, WHOSE ARC LENGTH IS 239.02 FEET AND WHOSE CHORD BEARS SOUTH 52°16'33" WEST, 238.40 FEET TO THE SOUTHEAST CORNER OF SAID LOT 3; THENCE SOUTH 89°56'58" WEST ALONG THE SOUTH LINE OF SAID LOT 3, A DISTANCE OF 1500.53 FEET TO THE POINT OF BEGINNING.
- F. THE WEST 2 ACRES OF LOT 4, ALBRIGHT ACRES, AN OFFICIAL PLAT, IN POLK COUNTY, IOWA.
- G. THE EAST 651.79 FEET OF THE WEST 1188.00 FEET OF LOT 4, ALBRIGHT ACRES, AN OFFICIAL PLAT IN POLK COUNTY, IOWA.

LAYMAN'S DESCRIPTION:

Approximately 25 acres (+/-) of land adjacent to the southeast quadrant of Ankeny, generally located east of S Ankeny Boulevard (NE 14th Street), south of SE 33rd Street and SE Primrose Drive.

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 Dennis E. Jordan, Joseph & Elizabeth Origer, Leroy Brown III, Nello Medici Life Estate (North), Nello Medici Life Estate (South), Sante & Nello Medici and Jerome & Josephine Schmitt from the current R-1, One-Family Residence District designation 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