

ORDINANCE 1924

AN ORDINANCE AMENDING THE ZONING REGULATIONS, CHAPTER 192, OF THE MUNICIPAL CODE OF THE CITY OF ANKENY, IOWA, BY REZONING CERTAIN REAL ESTATE 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

WHEREAS, the Plan and Zoning Commission of the City of Ankeny, Iowa, held a public hearing and on the 5th day of July 2017, recommended to the City Council that the Zoning Regulations, Chapter 192, of the Municipal Code of the City of Ankeny, Iowa, for the following described properties 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, be rezoned from the current R-1, One-Family Residence District designation to PUD, Planned Unit Development; and,

WHEREAS, on the **21st** day of **August**, 2017, after due notice and hearing provided by law, the Council now deems it reasonable and appropriate to rezone 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 ORDAINED BY THE CITY COUNCIL OF THE CITY OF ANKENY, IOWA:

Section 1. That Chapter 192 of the Municipal Code of the City of Ankeny, Iowa, is hereby amended by rezoning the above described properties 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.

Section 2. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section 3. This ordinance shall be in full force and effect after its passage, approval and publication as provided by law.

PASSED at Ankeny Iowa, this **21st**, day of **August**, 2017.

ATTEST:

Gary Lorenz, Mayor

Pamela DeMouth, City Clerk

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