

RESOLUTION

RESOLUTION PROVIDING FOR THE NOTICE AND HEARING OF THE CITY COUNCIL OF THE CITY OF ANKENY TO REZONE CERTAIN PROPERTY OWNED BY DIAMOND DEVELOPMENT, LLC AND B&W FARMS, LLC; LOCATED A QUARTER MILE SOUTHWEST 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 3rd day of April, 2018, 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 Diamond Development, LLC and B&W Farms, LLC from R-3, Multiple-Family Residence District, restricted to single-family residential 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 PART OF THE EAST HALF AND THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 9, TOWNSHIP 80 NORTH, RANGE 24 WEST OF THE FIFTH PRINCIPAL MERIDIAN IN THE CITY OF ANKENY, POLK COUNTY, IOWA AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE EAST QUARTER CORNER OF SAID SECTION 9; THENCE NORTH 0°20'08" EAST ALONG THE EAST LINE OF SAID EAST HALF OF THE NORTHEAST QUARTER, 945.96 FEET TO THE POINT OF BEGINNING; THENCE NORTH 89°39'52" WEST, 50.00 FEET; THENCE NORTH 70°23'19" WEST, 27.05 FEET; THENCE SOUTH 34°52'47" WEST, 149.65 FEET; THENCE SOUTH 45°31'21" WEST, 80.32 FEET; THENCE SOUTH 56°37'46" WEST, 80.32 FEET; THENCE SOUTH 68°02'53" WEST, 73.55 FEET; THENCE SOUTH 76°40'30" WEST, 73.55 FEET; THENCE SOUTH 85°36'02" WEST, 69.02 FEET; THENCE NORTH 89°43'26" WEST, 548.63 FEET; THENCE SOUTH 82°32'25" WEST, 42.83 FEET; THENCE SOUTH 71°16'27" WEST, 108.85 FEET; THENCE NORTHWESTERLY ALONG A CURVE CONCAVE SOUTHWESTERLY WHOSE RADIUS IS 650.00 FEET, WHOSE ARC LENGTH IS 223.82 FEET AND WHOSE CHORD BEARS NORTH 28°50'49" WEST, 222.72 FEET; THENCE NORTHERLY ALONG A CURVE CONCAVE EASTERLY WHOSE RADIUS IS 650.00 FEET, WHOSE ARC LENGTH IS 440.73 FEET AND WHOSE CHORD BEARS NORTH 19°17'13" WEST, 432.33 FEET; THENCE NORTH 00°08'15" EAST, 79.96 FEET TO THE NORTH LINE OF SAID SOUTHWEST QUARTER OF THE NORTHEAST QUARTER; THENCE SOUTH 89°54'24" EAST ALONG SAID NORTH LINE, 126.66 FEET TO THE NORTHEAST CORNER OF SAID SOUTHWEST QUARTER OF THE NORTHEAST QUARTER; THENCE NORTH 00°23'16" EAST ALONG THE WEST LINE OF SAID EAST HALF OF THE NORTHEAST QUARTER, 379.50 FEET; THENCE SOUTH 89°49'55" EAST, 1313.49 FEET TO THE EAST LINE OF SAID EAST HALF OF THE NORTHEAST QUARTER; THENCE SOUTH 00°20'08" WEST ALONG SAID EAST LINE, 100.50 FEET; THENCE NORTH 89°53'14" WEST, 340.46 FEET; THENCE SOUTH 00°22'30" WEST, 279.01 FEET; THENCE SOUTH 89°53'16" EAST, 340.65 FEET TO SAID EAST LINE; THENCE SOUTH 00°20'08" WEST ALONG SAID EAST LINE, 377.60 FEET TO THE POINT OF BEGINNING AND CONTAINING 28.20 ACRES (1,228,399 SQUARE FEET).
THE PROPERTY IS SUBJECT TO ANY AND ALL EASEMENTS OF RECORD.

LAYMAN'S DESCRIPTION:

Approximately 27.41 acres, located a quarter mile southwest of the intersection of NW 36th Street and NW Irvinedale 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 May, 2018, 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 Diamond Development, LLC and B&W Farms, LLC from R-3, Multiple-Family Residence District, restricted to single-family residential 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 16th day of April 2018.

Gary Lorenz, Mayor

ATTEST:

Pamela DeMouth, City Clerk