

ORDINANCE 2012

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 D.R.A. PROPERTIES, LC

WHEREAS, the Plan and Zoning Commission of the City of Ankeny, Iowa, held a public hearing and on the 3rd day of March, 2020, 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 property, owned by D.R.A. Properties, LC, to be rezoned from the current R-1, One-Family Residence District, to R-3, Multiple-Family Residence District with restrictions; and

WHEREAS, on the 4th day of May, 2020, after due notice and hearing provided by law, the Council now deems it reasonable and appropriate to rezone the following described property:

LEGAL DESCRIPTION:

Area A, Proposed R-3, Restricted to One- and Two-Family Residences

THAT PART OF PARCEL 2019-195 OF THE SOUTH ½ OF THE NW ¼ OF SECTION 10, TOWNSHIP 80 NORTH, RANGE 24 WEST, OF THE 5TH PRINCIPAL MERIDIAN, LOCATED IN THE CITY OF ANKENY, POLK COUNTY, IOWA, AS SHOWN ON THE PLAT OF SURVEY RECORDED WITH THE POLK COUNTY RECORDER'S OFFICE IN BOOK 17547, PAGE 67, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF SAID PARCEL 2019-195; THENCE NORTH 89 DEGREES 35 MINUTES 59 SECONDS EAST, A DISTANCE OF 1754.77 FEET; THENCE SOUTH 19 DEGREES 12 MINUTES 30 SECONDS WEST, A DISTANCE OF 307.85 FEET; THENCE SOUTH 89 DEGREES 35 MINUTES 59 SECONDS WEST, A DISTANCE OF 880.89 FEET; THENCE SOUTH 00 DEGREES 24 MINUTES 01 SECOND EAST, A DISTANCE OF 35.00 FEET; THENCE SOUTH 89 DEGREES 35 MINUTES 59 SECONDS WEST, A DISTANCE OF 394.92 FEET; THENCE NORTH 00 DEGREES 24 MINUTES 01 SECOND WEST, A DISTANCE OF 39.89 FEET; THENCE SOUTH 89 DEGREES 35 MINUTES 59 SECONDS WEST, A DISTANCE OF 199.98 FEET; THENCE NORTH 00 DEGREES 24 MINUTES 01 SECOND WEST, A DISTANCE OF 95.11 FEET; THENCE SOUTH 89 DEGREES 35 MINUTES 59 SECONDS WEST, A DISTANCE OF 178.26 FEET; THENCE NORTH 00 DEGREES 23 MINUTES 00 SECONDS EAST, A DISTANCE OF 190.02 FEET, TO SAID POINT OF BEGINNING. CONTAINING 11.24 ACRES MORE OR LESS.

Area B, Proposed R-3, Restricted to One-Family Residences

PARCEL 2019-195 OF THE SOUTH ½ OF THE NW ¼ OF SECTION 10, TOWNSHIP 80 NORTH, RANGE 24 WEST, OF THE 5TH PRINCIPAL MERIDIAN, LOCATED IN THE CITY OF ANKENY, POLK COUNTY, IOWA,

AS SHOWN ON THE PLAT OF SURVEY RECORDED WITH THE POLK COUNTY RECORDER'S OFFICE IN BOOK 17547, PAGE 67; EXCEPT THAT PART OF SAID PARCEL 2019-195, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF SAID PARCEL 2019-195; THEN NORTH 89 DEGREES 35 MINUTES 59 SECONDS EAST, A DISTANCE OF 1754.77 FEET; THENCE SOUTH 19 DEGREES 12 MINUTES 30 SECONDS WEST, A DISTANCE OF 307.85 FEET; THENCE SOUTH 89 DEGREES 35 MINUTES 59 SECONDS WEST, A DISTANCE OF 880.89 FEET; THENCE SOUTH 00 DEGREES 24 MINUTES 01 SECOND EAST, A DISTANCE OF 35.00 FEET; THENCE SOUTH 89 DEGREES 35 MINUTES 59 SECONDS WEST, A DISTANCE OF 394.92 FEET; THENCE NORTH 00 DEGREES 24 MINUTES 01 SECOND WEST, A DISTANCE OF 39.89 FEET; THENCE SOUTH 89 DEGREES 35 MINUTES 59 SECONDS WEST, A DISTANCE OF 199.98 FEET; THENCE NORTH 00 DEGREES 24 MINUTES 01 SECOND WEST, A DISTANCE OF 95.11 FEET; THENCE SOUTH 89 DEGREES 35 MINUTES 59 SECONDS WEST, A DISTANCE OF 178.26 FEET, THENCE NORTH 00 DEGREES 23 MINUTES 00 SECONDS EAST, A DISTANCE OF 190.02 FEET, TO SAID POINT OF BEGINNING. CONTAINING 61.97 ACRES MORE OR LESS.

LAYMAN'S DESCRIPTION:

Approximately 73.21 acres of property located east of NW Irvinedale Drive, and approximately ¼-mile south of NW 36th Street.

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

1. That Chapter 192 of the Municipal Code of the City of Ankeny, Iowa, is hereby amended by rezoning the above-described property owned by D.R.A. Properties, LC, from the current R-1, One-Family Residence District, to R-3, Multiple-Family Residence District with restrictions;
2. That all ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed; and
3. That this ordinance shall be in full force and effect after its passage, approval and publication as provided by law.

PASSED at Ankeny, Iowa, this 4th day of May, 2020.

Gary Lorenz, Mayor

ATTEST:

Denise L. Hoy, City Clerk

**PUBLISHED IN THE
DES MOINES REGISTER
ON THE 8TH DAY OF MAY, 2020**

**1st Con 04/06/20 (P. Hrg.)
2nd Con 04/20/20
3rd Con 05/04/20**