

ORDINANCE NO. 10-16-2023 #02 (644)

AN ORDINANCE AMENDING THE "CODE OF ORDINANCES" OF THE CITY OF ALTOONA, IOWA, 2004, CHAPTER 165, TO CHANGE THE OFFICIAL ZONING MAP TO REZONE CERTAIN PROPERTIES.

BE IT ORDAINED by the City Council of the City of Altoona, Iowa:

SECTION 1. That Title 5, Chapter 165, Section 03 of the 2004 Municipal Code of the City of Altoona, Iowa, is hereby amended by authorizing the Mayor to execute an amendment to the official zoning map, to rezone approximately 5.23 acres from A-1 (Agricultural District) to R-1 (Single-Family Residential) and legally described as:

A PORTION OF LAND IN THE EAST 1/2 (E 1/2) OF THE SOUTHWEST 1/4 (SW 1/4) OF SECTION 19, TOWNSHIP 79 NORTH, RANGE 22 WEST OF THE 5TH P.M., CITY OF ALTOONA, POLK COUNTY, IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF SAID E 1/2, SW 1/4; THENCE N00°01'21"W ALONG THE WEST LINE OF SAID E 1/2, SW 1/4, A DISTANCE OF 32.91 FEET TO THE SOUTHEAST CORNER OF OUTLOT A OF COUNTRY COVE PLAT 7, AN OFFICIAL PLAT, RECORDED IN BOOK 10555, PAGE 270 OF THE POLK COUNTY RECORDER; THENCE N89°38'41"W ALONG THE SOUTH LINE OF SAID OUTLOT A, A DISTANCE OF 15.64 FEET TO THE SOUTHWEST CORNER OF SAID OUTLOT A; THENCE N00°19'20"W ALONG THE WEST LINE OF SAID OUTLOT A, A DISTANCE OF 628.13 FEET TO THE NORTHWEST CORNER OF SAID OUTLOT A; THENCE N88°52'54"E ALONG THE NORTH LINE OF SAID OUTLOT A, A DISTANCE OF 15.47 FEET TO THE NORTHEAST CORNER OF SAID OUTLOT A; THENCE N89°57'59"E ALONG THE NORTH LINE OF THE SOUTH 660 FEET OF THE WEST 330 FEET OF SAID E 1/2, SW 1/4, A DISTANCE OF 329.93 FEET TO THE NORTHEAST CORNER OF SAID SOUTH 660 FEET OF THE WEST 330 FEET; THENCE S00°19'40"E ALONG THE EAST LINE OF SAID SOUTH 660 FEET OF THE WEST 330 FEET, A DISTANCE OF 659.95 FEET TO THE SOUTHEAST CORNER OF SAID SOUTH 660 FEET OF THE WEST 330 FEET; THENCE S89°42'28"W ALONG THE SOUTH LINE OF SAID SOUTH 660 FEET OF THE WEST 330 FEET, A DISTANCE OF 330.00 FEET TO THE POINT OF BEGINNING, SAID PORTION OF LAND CONTAINING 5.23 ACRES MORE OR LESS.

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 All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 3. SEVERABILITY CLAUSE. If any section, provision, or part of this ordinance shall be adjudged to be invalid or unconstitutional, such adjudication shall not affect the validity of this ordinance as a whole or any section, provision, or part thereof not adjudged invalid or unconstitutional.

SECTION 4. WHEN EFFECTIVE. This ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

Passed by the Council the 16<sup>th</sup> day of October, 2023, and approved this 16<sup>th</sup> day of October, 2023.

  
Dean O'Connor, Mayor

ATTEST:

  
Randy Pierce, City Clerk

First Reading: 10/16/2023 Second Reading: 10/16/2023 Third Reading: 10/16/2023

**Council Vote:**

	Ayes	Nays	Absent	Abstain
Boka	✓			
Duer	✓			
Dunwoody	✓			
Sloan	✓			
Willey	✓			