

ORDINANCE NO. 08-21-2023 #01 (639)

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 ORDANED 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 73.3 acres from A-1 (Agricultural District) to M-1 (Limited Industrial) and legally described as:

ALL OF ANDERSON ESTATES PLAT 1, AN OFFICIAL PLAT RECORDED IN BOOK 'S', PAGE 973
AT THE POLK COUNTY RECORDER'S OFFICE

AND

COMMENCING AT THE SOUTHEAST CORNER OF THE NORTHEAST QUARTER OF SECTION 3, TOWNSHIP 79 NORTH, RANGE 23 WEST OF THE 5TH P.M., POLK COUNTY, IOWA, THENCE N 89°25'05"W A DISTANCE OF 320.00 FEET TO THE POINT OF BEGINNING, SAID POINT BEING THE SOUTHWEST CORNER OF LOT 5 ANDERSON ESTATES PLAT NO. 1, AN OFFICIAL PLAT; THENCE N 89°25'05"W A DISTANCE OF 300.00 FEET; THENCE N 0°00'W A DISTANCE OF 300.00 FEET; THENCE S89°25'05"E A DISTANCE OF 300 FEET TO THE NORTHWEST CORNER OF LOT 4 ANDERSON ESTATES PLAT NO. 1, AN OFFICIAL PLAT; THENCE S 0°00'E A DISTANCE OF 300.00 FEET TO THE POINT OF BEGINNING, CONTAINING 2.07 ACRES MORE OR LESS

AND

BEGINNING AT A POINT 1058 FEET NORTH OF THE SOUTHEAST CORNER OF THE NORTHEAST 1/4 OF SECTION 3, TOWNSHIP 79 NORTH, RANGE 23, WEST OF THE 5H P.M.; THENCE WEST 273 FEET; THENCE SOUTH 150 FEET, THENCE EAST 273 FEET; THENCE NORTH 150 FEET TO THE POINT OF BEGINNING, CONTAINING ONE ACRE, MORE OR LESS IN POLK COUNTY, IOWA

AND

PARCEL 2023-51, AN OFFICIAL PARCEL RECORDED IN BOOK 19511, PAGE 713 AT THE POLK COUNTY RECORDERS OFFICE, CITY OF ALTOONA, POLK COUNTY, IOWA AND CONTAINING 63.24 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 All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.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, provisions, 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, provisions, 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 21st day of August, 2023, and approved this 21st day of August, 2023.

Signed:


Dean O'Connor, Mayor

Attest:


Randy Pierce, City Clerk

First Reading: 8/21/2023 Second Reading: 8/21/2023 Third Reading: 8/21/2023

Council Vote:	Ayes	Nays	Absent	Abstain
Boka	✓			
Duer	✓			
Dunwoody			✓	
Willey	✓			
Sloan	✓			