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|  <p style="text-align: center;">Council Communication Office of the City Manager</p> | Date: August 8, 2011 |
| | Agenda Item No. 22 Roll Call No. <u>11-1366</u> Communication No. <u>11-522</u> Submitted by: Phillip Delafield, Community Development Director |

AGENDA HEADING:

Set date of public hearing regarding request from Howard Tully, owner, to rezone property located at 201 SE 29th Street from “M-1” Light Industrial District to “R1-60” One-Family Low-Density Residential District (8/29/2011).

SYNOPSIS:

Staff recommends approval of a resolution to set the date of public hearing.

FISCAL IMPACT: NONE

Amount: N/A

Funding Source: N/A

ADDITIONAL INFORMATION:

The subject property is a 0.379 acre parcel. A single-family residential dwelling has existed on the subject property since 1972. The existing dwelling is considered a legal, non-conforming use in the “M-1” Light Industrial District. This designation is impacting the owner’s ability to refinance the subject property. Properties immediately to the south of the subject property are zoned R1-60. The Plan and Zoning Commission will review and make recommendation on this zoning request on August 18, 2011. Councilmember Meyer has agreed to sponsor Council action to set the date of public hearing for August 29, 2011, due to the applicant’s unique time constraints. Staff anticipates making a recommendation to the Plan and Zoning Commission to approve the necessary comprehensive plan amendment and zoning request. The Plan and Zoning Commission’s recommendation will be forwarded to the City Council prior to the August 29, 2011 public hearing.

PREVIOUS COUNCIL ACTION(S): NONE

BOARD/COMMISSION ACTION(S): NONE

ANTICIPATED ACTIONS AND FUTURE COMMITMENTS:

Hold public hearing on August 29, 2011. The applicant requests final approval of the zoning request on August 29, 2011. Waiver of second and third readings will require a 6/7th vote of the City Council.

For more information on this and other agenda items, please call the City Clerk's Office at 515-283-4209 or visit the Clerk's Office on the second floor of City Hall, 400 Robert D. Ray Drive. Council agendas are available to the public at the City Clerk's Office on Thursday afternoon preceding Monday's Council meeting. Citizens can also request to receive meeting notices and agendas by email by calling the Clerk's Office or sending their request via email to cityclerk@dmgov.org.