

★ **Roll Call Number**

Agenda Item Number

55B

Date..... July 10, 2006

WHEREAS, on June 19, 2006, by Roll Call No. 06-1255, the City Council approved the City of Des Moines Sidewalk Cafe Program, and by Roll Call No. 06-1256, the City Council gave first reading to an Ordinance implementing the Program; and,

WHEREAS, the proposed Ordinance provides for the adoption of Design Standards for Sidewalk Cafes to govern the design and operation of sidewalk cafes upon property owned by the City; and,

WHEREAS, on June 19, 2006, by the said Roll Call No. 06-1255 the City Council referred the proposed Design Standards for Sidewalk Cafes to the Plan and Zoning Commission for review and recommendation; and,

WHEREAS, the City Plan and Zoning Commission considered the proposed design standards at its meeting on July 6, 2006, and has submitted the accompanying report and recommendation; and,

WHEREAS, the accompanying Design Standards for Sidewalk Cafes has been amended by the City Staff after consideration of the recommendations from the Plan and Zoning Commission, and is recommended by the City Manager for adoption; NOW THEREFORE,

BE IT RESOLVED, by the City Council of the City of Des Moines, Iowa, that the accompanying Design Standards for Sidewalk Cafes is hereby approved and adopted, and shall be incorporated by reference in all future leases of City property for the operation of a sidewalk cafe.

(Council Communication No. 06-)

MOVED by _____ to adopt.

FORM APPROVED:

Roger K. Brown
 Roger K. Brown
 Assistant City Attorney

C:\Rog\Vacate\Cafe\RC Approve Design stds.doc

| COUNCIL ACTION | YEAS | NAYS | PASS | ABSENT |
|----------------|------|------|------|--------|
| COWNIE | | | | |
| BROOKS | | | | |
| COLEMAN | | | | |
| HENSLEY | | | | |
| MAHAFFEY | | | | |
| KIERNAN | | | | |
| VLASSIS | | | | |
| TOTAL | | | | |

MOTION CARRIED

APPROVED

.....Mayor

CERTIFICATE

I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

_____ City Clerk