

Date September 24, 2007

WHEREAS, at its meeting on October 4, 2007, the Plan and Zoning Commission is scheduled to consider a request from Curly Top, LLC (developer) represented by John Mauro (officer) to rezone property located at 1900 SE 6<sup>th</sup> Street from a Limited "R-3" Multiple-Family Residential District to an amended Limited "R-3" Multiple-Family Residential District classification, to remove the existing zoning condition requiring a rezoning to the Planned Unit Development District before construction of any habitable structure upon the property, to allow up to 80 units of senior apartments; and,

WHEREAS, the City Manager has consented to asking the City Council to schedule the public hearing before receipt of the report and recommendation from the Plan and Zoning Commission.

The subject property is owned by the South Des Moines Little League, Inc. and is more specifically described as follows:

(Except the beginning southeast corner; Thence northwesterly 159.66 feet north 60.80 feet east 57 feet northeasterly 142.28 feet east 50 feet and south 234.05 feet to the Point of Beginning) East 165 feet north of Hillside Avenue Lot 3 Sevastopol, all now included and forming a part of the City of Des Moines, Polk County, Iowa.

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Des Moines, Iowa, as follows:

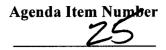
- 1. That the meeting of the City Council at which the proposed rezoning is to be considered shall be held in the Council Chambers at 5:00 p.m. on October 8, 2007, at which time the City Council will hear both those who oppose and those who favor the proposal.
- 2. That the City Clerk is hereby authorized and directed to cause notice of said proposal in the accompanying form to be given by publication once, not less than seven (7) days and not more than twenty (20) days before the date of hearing, all as specified in Section 362.3 and Section 414.4 of the Iowa Code.

(Council Communication No. 07-587)

(continued)

## ★Roll Call Number

Date



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MOVED by \_\_\_\_\_ to adopt.

FORM APPROVED:

Roger K. Brown

Roger K. Brown Assistant City Attorney

(ZON2007-00162)

COUEMAN I, DIANE RAUH, City Clerk of said City hereby	COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT	CERTIFICATE
HENSLEY    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.      MAHAFFEY    IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.	COWNIE					
HENSLEY    said Čity of Des Moines, held on the above date,      KIERNAN    among other proceedings the above was adopted.      MAHAFFEY    IN WITNESS WHEREOF, I have hereunto set my      MEYER    hand and affixed my seal the day and year first above written.	COLEMAN					I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of
KIERNAN    among other proceedings the above was adopted.      MAHAFFEY    IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.      VLASSIS    IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.	HENSLEY					
MAHAFFEY    IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.      TOTAL    In Witness with the day and year first above written.						
WEYER  hand and affixed my seal the day and year first above written.    TOTAL						IN WITNESS WHEREOF, I have hereunto set my
VLASSIS  above written.    TOTAL						
TOTAL	VLASSIS					
MOTION CARRIED APPROVED	TOTAL					
	MOTION CARRIED			A	PPROVED	
					Mayor	City Clerk