

Date March 14, 2011

AN ORDINANCE to amend the Official Zoning Map of the City of Des Moines, Iowa, set forth in Section 134-277 of the Municipal Code of the City of Des Moines, Iowa, 2000, by rezoning and changing the district classification of certain property located in the vicinity of 1910 Cottage Grove Avenue from the NPC, R-HD and R-3 Districts to the PUD Planned Unit Development District classification.

which was considered and voted upon under Roll Call No.11-_____ of March 14, 2011; again presented.

Moved by _____ that the rule requiring that an ordinance must be considered and voted on for passage at two Council meetings prior to the meeting at which it is to be finally passed be suspended, that the ordinance be placed upon its final passage and that the ordinance do now pass.

ORDINANCE NO. _____

NOTE: Waiver of this rule is requested by Monte and Krista Bennett.

FORM APPROVED:


 Michael F. Kelley
 Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GRIESS				
HENSLEY				
MAHAFFEY				
MEYER				
MOORE				
TOTAL				
MOTION CARRIED			APPROVED	

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.

 Mayor

 City Clerk

35F

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JOHN CONNOLLY, JR. (1891-1975)
GEORGE E. O'MALLEY (1905-1982)
JOHN CONNOLLY III (1918-1998)
BERNARD J. CONNOLLY (1920-1970)
C. I. MCNUTT (1901-1958)
STREETAR CAMERON (1957-2008)

RUSSELL J. HANSEN
RETIRED

March 4, 2011

The Honorable Mayor and
Members of the Des Moines City Council
400 Robert D. Ray Drive, 2nd Floor
Des Moines, IA 50309

FILED
2011 MAR -7 AM 11:46
CITY CLERK
DES MOINES, IA

RE: Request for Waiver of Readings – Smokey Row PUD

Honorable Mayor and Members of the Council:

Our law firm represents the Applicant requesting rezoning to the Smokey Row PUD.

When this matter is considered by you for public hearing at your meeting of March 14, 2011, we are requesting the Council approve the first reading of the Rezoning Ordinance and waive the second and third readings of the Rezoning Ordinance.

The reason for the requested waiver is that our client has worked diligently with the Staff to resolve an alleged zoning violation which will be resolved with the approval of this PUD request. Further, the Applicant has worked with the surrounding neighbors and Neighborhood Association and obtained their approval to the request.

Thank you for your consideration.

Sincerely,



William J. Lillis



Christopher R. Pose
For the Firm

WJL/CRP/sam