

Date April 9, 2012

MOTION CONTINUING THE HEARING
ON THE APPEAL BY CONLIN PROPERTIES

WHEREAS, on November 30, 2011, the Historic Preservation Commission conditionally approved an application from Conlin Properties for a Certificate of Appropriateness for the replacement of ten first floor windows in the multiple-family dwelling at 826 18th Street; and,

WHEREAS, pursuant to §58-31(f) of the Des Moines Municipal Code, Conlin Properties has appealed the conditions imposed by the Historic Preservation Commission; and

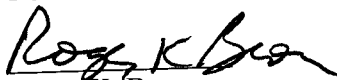
WHEREAS, on January 23, 2012, by Roll Call No. 12-0084, it was duly resolved by the City Council that the appeal be set down for hearing on February 13, 2012, at 5:00 p.m., in the Council Chambers; and,

WHEREAS, on February 13, 2012, by Roll Call No. 12-0239, and on March 12, 2012, by Roll Call No. 12-0420, the City Council continued the public hearing until April 9, 2012, at 5:00 p.m., at the request of Conlin Properties; and,

WHEREAS, the attorney for Conlin Properties has submitted the accompanying letter requesting that the hearing be continued for at least 2 more weeks to allow him additional time to obtain a visual rendering of an alternative for the windows at issue.

MOVED by _____ to receive and file the communication from Douglas Gross, and to continue the hearing on this matter until 5:00 pm on April 23, 2012.

FORM APPROVED:



Roger K. Brown
Assistant City Attorney

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COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GRIESS				
HENSLEY				
MAHAFFEY				
MEYER				
MOORE				
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

RECEIVED

APR 5 2012

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Brown Winick
ATTORNEYS AT LAW®

Brown, Winick, Graves, Gross,
Baskerville and Schoenebaum, P.L.C.

LEGAL DEPARTMENT
666 Grand Avenue, Suite 2000
Ruan Center, Des Moines, IA 50309-2510

April 5, 2012

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direct fax: 515-323-8510
email: gross@brownwinick.com

Via Hand Delivery

Roger K. Brown
Assistant City Attorney
Legal Department
400 Robert D. Ray Drive
Des Moines, Iowa 50309-1891

**Re: Conlin Properties' Appeal From The Historic Preservation Commission
Certificate of Appropriateness; Case Number 20-2012-5.14**

Dear Mr. Brown:

I am writing regarding Conlin Properties' Appeal from the Historic Preservation Commission and to request a brief continuance of the appeal hearing scheduled for Monday, April 9, 2012. Conlin Properties is working to create and provide the City Council with a visual rendering of an alternative for the windows at issue and anticipates having such rendering in the next week. As such, Conlin Properties respectfully requests the hearing be continued two (2) weeks. If you have any questions, please let me know. Thank you.

Very truly yours,

Douglas E. Gross

cc: Conlin Properties
00253498