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Date June 25, 2012

WHEREAS, on June 11, 2012 by Roll Call No. 12-0884, it was duly resolved by the City Council that the application of Lazarus Investments, LLC (purchaser) represented by Jason Drewelow (officer) to rezone certain property located in the vicinity of 1100 Euclid Avenue from the R-2 Two-Family Residential District to Limited C-1 Neighborhood Retail Commercial District, to allow a dental clinic on the property more fully described below, be set down for hearing on June 25, 2012, at 5:00 P.M., in the Council Chambers at City Hall.

The subject property is more specifically described as follows:

LTS 1, 2 & E 1/2 LT 3 BLK 11 OAK PARK, an Official Plat, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.


WHEREAS, Lazarus Investments, LLC has requested the City Council continue the public hearing from June 25, 2012 to the meeting of July 23, 2012.

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

That the meeting of the City Council at which the proposed rezoning is to be considered shall be continued and shall be held in the Council Chambers, City Hall, 400 Robert D. Ray Drive, Des Moines, Iowa at 5:00 p.m. on July 23, 2012, at which time the City Council will hear both those who oppose and those who favor the proposal.

MOVED by _____ to adopt and to continue the hearing to July 23, 2012.

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

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

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LILLIS O'MALLEY OLSON MANNING POSE & VAN DIKE LLP

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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

Writer's Direct E-Mail: cpose@lolaw.com

June 14, 2012

Via Facsimile

Plan & Zoning Commission
Mayor and Members of City Council
City of Des Moines
c/o Erik Lundy, Community Development Dept.
400 Robert D. Ray
Des Moines, IA 50309

Re: Request for Continuance - Rezoning Request - 1100 E. Euclid - Lazarus
Investments, LLC

To the Above Addressees:

Our law firm represents Lazarus Investments, LLC, the Applicant for the above-referenced zoning request.

We respectfully request that the Plan and Zoning Commission continue the public hearing on this request now set for the meeting of June 17, 2012 to the July 19, 2012 meeting.

We further request the City Council continue the public hearing on this request now set for June 25, 2012 to the meeting of July 23, 2012.

The purpose of the above requested continuances are to allow the Applicant to explore alternatives, resolve concerns of the neighborhood, and examine costs of development of the site.

Thank you for your assistance.

Sincerely,



Christopher R. Pose
For the Firm

CRP:dj

cc: Via Email

Jason Drewelow
Michael Kelley