



**Roll Call Number**

**Agenda Item Number**

31A

**Date** June 10, 2013

SETTING THE DATE OF PUBLIC HEARING ON A REQUEST FROM HELENA INDUSTRIES, INC. TO REZONE PROPERTY AT 3525 VANDALIA ROAD FROM PLANNED UNIT DEVELOPMENT (PUD) TO M-2 HEAVY INDUSTRIAL FOR MONDAY JUNE 24, 2013 AT 5 P.M.

WHEREAS, at its meeting on June 20, 2013, the Plan and Zoning Commission is scheduled to consider a request from Helena Industries, Inc. (developer) represented by Franklin Fisher (officer) to rezone property located at 3525 Vandalia Road from a "PUD" Planned Unit Development to an M-2 Heavy Industrial classification to provide for an expansion of its manufacturing facility; 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 Helena Industries, Inc. and is more specifically described as follows:

**PARCEL "A" DESCRIPTION:**

A PART OF LOTS 2, 3 AND 4 OF HENDERSON ESTATE, BEING AN OFFICIAL PLAT IN SECTION 18, TOWNSHIP 78 NORTH, RANGE 23 WEST OF THE 5TH P.M. IN THE CITY OF DES MOINES, POLK COUNTY, IOWA AND DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF SAID SECTION 18; THENCE NORTH 87°31'38" WEST ALONG THE NORTH LINE OF SAID NORTHEAST 1/4, A DISTANCE OF 1388.35 FEET; THENCE SOUTH 2°27'46" WEST, 50.00 FEET TO THE POINT OF BEGINNING; THENCE SOUTH 87°31'38" EAST, 983.68 FEET; THENCE SOUTH 0°20'49" EAST, 1722.54 FEET TO THE NORTHEASTERLY RIGHT-OF-WAY LINE OF THE BURLINGTON NORTHERN SANTA FE RAILROAD; THENCE NORTH 48°45'27" WEST ALONG SAID NORTHEASTERLY RIGHT-OF-WAY LINE, 1370.15 FEET; THENCE NORTH 2°27'46" EAST, 862.48 FEET TO THE POINT OF BEGINNING AND CONTAINING 30.00 ACRES (1,306,800 S.F.).

PROPERTY SUBJECT TO ANY AND ALL EASEMENTS OF RECORD.



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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 June 24, 2013, 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.

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

FORM APPROVED:

Michael F. Kelley
Assistant City Attorney

(ZON2007-00162)

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, COLEMAN, GRIESS, HENSLEY, MAHAFFEY, MEYER, MOORE, and TOTAL.

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.

MOTION CARRIED APPROVED

Mayor

City Clerk