

★ Roll Call Number

Agenda Item Number

56B

Date July 14, 2014

An Ordinance entitled, "AN ORDINANCE vacating air space over East 5th Street and East Grand Avenue rights-of-way adjoining 505 East Grand Avenue",

which was considered and voted upon under Roll Call No. 14-_____ of July 14, 2014; 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 Jake Christensen, President, Christensen Development.

FORM APPROVED:



Glenna K. Frank
Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GATTO				
GRAY				
HENSLEY				
MAHAFFEY				
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

56B



FILED

2014 JUN -4 AM 10:42

CITY CLERK
DES MOINES, IA

June 4, 2014

Diane Rauh, City Clerk
City Hall
400 Robert D Ray Drive
1st Floor
Des Moines, IA 50309

Dear Ms. Rauh,

Christensen Development has requested the vacation of air rights above the public side along East 5th Street and East Grand Avenue. The proposed project at this site is a two story, mixed use building with retail on the first floor and commercial office space on the second floor. The primary street facades have been placed with 1'-0" of the property line along East 5th Street and East Grand Avenue. In order to provide covered entries for pedestrians as well as signify entry, the project includes an overhang along East 5th Street and an entrance canopy along East Grand Avenue for which vacation of air rights was approved by the Planning and Zoning Commission on May 15th, 2014.

Christensen Development requests the waiver of the final two readings of the ordinance to vacate air rights over 505 E. Grand. This would allow the vacation of air rights to be approved on June 9, 2014. The project has been previously approved by City Council, Urban Design Review Board and Planning and Zoning. In order for the project to maintain its tight schedule the timely approval of this item is essential.

Thank you for your consideration.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jake Christensen', with a long horizontal line extending to the right.

Jake Christensen
President, Christensen Development