

Date February 9, 2015

**RESOLUTION CONTINUING HEARING ON REQUEST FROM ARNOLD DEWITT (OWNER)
TO REZONE PROPERTY LOCATED IN THE VICINITY OF 3917 MAHASKA AVENUE
FROM "R1-60" ONE-FAMILY LOW-DENSITY RESIDENTIAL DISTRICT TO
LIMITED "C-2" GENERAL RETAIL AND HIGHWAY-ORIENTED COMMERCIAL DISTRICT**

WHEREAS, on January 26, 2015, by Roll Call No. 15-0107, the City Council received a communication from the City Plan and Zoning Commission advising that at a public hearing held on January 15, 2015, its members voted 9-1 in support of a motion to recommend **APPROVAL** of a request from Arnold DeWitt (owner) to rezone real property located in vicinity of 3917 Mahaska Avenue, locally known as 3917 Mahaska Avenue and Polk County District/Parcel No. 060/00668-000-000 ("Property"), from "R1-60" One-Family Low-Density Residential District to a Limited "C-2" General Retail and Highway-Oriented Commercial District to allow expansion of the existing mini-warehouse complex, subject to the owner agreeing to various conditions set forth in the communication and in Roll Call No. 15-0107; and

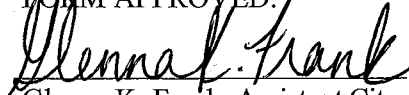
WHEREAS, on January 26, 2015, by Roll Call No. 15-0107, it was duly resolved by the City Council that the application of Arnold DeWitt (owner) for rezoning of the Property, as legally described in Roll Call No. 15-0107, to Limited "C-2" General Retail and Highway-Oriented Commercial District, be set down for hearing on February 9, 2015, at 5:00 p.m. in the City Council Chambers at City Hall; and

WHEREAS, due notice of said hearing was published in the Des Moines Register, as provided by law, setting forth the time and place for hearing on said proposed amendment to the Zoning Ordinance; and

WHEREAS, a continuance of the public hearing is necessary to allow more time to obtain the executed Acceptance of Rezoning Conditions from the property owner.

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Des Moines, Iowa, that the public hearing regarding the proposed rezoning of the Property be and is hereby opened and continued to February 23, 2015 at 5:00 p.m. in the City Council Chambers.

FORM APPROVED:


Glenna K. Frank, Assistant City Attorney

MOVED BY _____ to adopt.

(ZON2014-00230)

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