

★ **Roll Call Number**
08-387

Agenda Item Number
27-I

Date March 10, 2008

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on February 21, 2008 its members voted 12-0 in support of a motion to recommend APPROVAL of amendments to Municipal Code of the City of Des Moines Chapter 82 (Site Plan Ordinance) regarding site plan design guidelines for gas stations and convenience stores and Chapter 134 (Zoning Ordinance) of the Municipal Code of the City of Des Moines regarding zoning and site plan review regulations for gas stations and convenience stores in the City of Des Moines. The proposed amendments to Chapters 82 and 134 are as follows:

- | | |
|-----------------------|--|
| Amending Sec. 82-208. | Determination for property subject to administrative approval. |
| Amending Sec. 82-209 | Determination for property not subject to administrative approval. |
| Adding Sec. 82-214.8 | Gas Station/Convenience Store Site Plan Design Guidelines |
| Amending Sec. 134-3 | Definitions. |
| Amending Sec. 134-842 | Principal permitted uses. |
| Amending Sec. 134-947 | Principal permitted uses |

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 PBP conceptual plan is to be considered shall be held in the Council Chambers, City Hall, 400 Robert D. Ray Drive, Des Moines, Iowa 5:00 p.m. on March 24, 2008, at which time the City Council will hear both those who oppose and those who favor the proposal.
- 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.

APPROVED AS TO FORM:

Moved by *Hensley* to adopt.

[Signature]
 Michael F. Kelley
 Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
HENSLEY	✓			
KIERNAN	✓			
MAHAFFEY	✓			
MEYER	✓			
VLASSIS	✓			
TOTAL	7			

MOTION CARRIED 7 APPROVED
[Signature]
 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.

[Signature]
 City Clerk