

★ Roll Call Number

09-1382

Agenda Item Number

60

Date July 27, 2009

WHEREAS, on June 13, 2009, by Roll Call No. 09-1220, it was duly resolved by the City Council that the proposal to amend Section 134-1296 of the Zoning Ordinance, to allow a legal non-conforming single-family dwelling to be rebuilt upon a lot of record existing of record as of July 16, 1965, upon the original building footprint without an increase in gross floor area, as more fully described in Exhibit "A" attached hereto, be set down for hearing on July 27, 2009, at 5:00 p.m., in the Council Chambers at City Hall; and

WHEREAS, due notice of the hearing was published in the Des Moines Register as provided by law on July 16, 2009; and

WHEREAS, in accordance with the notice, those interested in the proposed amendments, both for and against, have been given opportunity to be heard with respect thereto and have presented their views to the City Council; NOW, THEREFORE,

BE IT RESOLVED, by the City Council of the City of Des Moines, Iowa:

That upon consideration of the facts, statements of interested persons and arguments of counsel, the objections to said proposed amendments to the Zoning Ordinance be and the same are hereby overruled, and the hearing closed.

(Council Communication No. 09-517)

MOVED by Coleman to adopt and approve, subject to final passage of the enacting ordinance.

FORM APPROVED:

Roger K Brown

Roger K. Brown

Assistant City Attorney

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

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.

Diane Fauh City Clerk

MOTION CARRIED

APPROVED

T. M. Franklin Council

Mayor