

★ Roll Call Number

10-1457

Agenda Item Number

27

Date September 13, 2010

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on September 2, 2010, its members voted 7-1-1 in support of a motion to recommend DENIAL of a request from Sandra Matchinsky (contract buyer), to rezone property located at 1401 East 12th Street from "R1-60" One-Family Low-Density Residential District to "C-2" General Retail and Highway Oriented Commercial District, to allow the former Wallace Elementary School property to be reused for an auction business.

The subject property is more specifically described as follows:

Lots 175 thru 182 and 247 thru 254 and intervening vacated north/south alley and intervening vacated east/west railroad right-of-way, Capital Park, an Official Plat, all know included in and forming a part of the City of Des Moines, Polk County, Iowa.

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, City Hall, Des Moines, Iowa at 5:00 p.m. on September 27, 2010, 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.

FORM APPROVED:

[Signature]

Michael F. Kelley
Assistant City Attorney

Moved by Hensley to adopt.

(ZON2010-00146)

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GRIESS	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MEYER	✓			
MOORE	✓			
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.

[Signature]
Mayor

[Signature]

City Clerk