

★ Roll Call Number

10-1545

Agenda Item Number

15

Date September 27, 2010

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on September 16, 2010, its members voted 6-3 in support of a motion to recommend **APPROVAL** of a request from Kathy Harrison (owner), to rezone property located at 2713 Martin Luther King, Jr. Parkway, from "M-3" Limited Industrial District to Limited "C-2" General Retail and Highway Oriented Commercial District, to allow vehicle repair and vehicle sales and display businesses.

The subject property is more specifically described as follows:

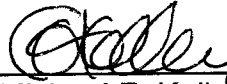
- (Conditional "C-2" to [a new] Conditional "C-2")  
(Except the West 7 feet) the West 107 feet of Lot 3, Lambert Place, an Official Plat, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.
- ("M-3" to Conditional "C-2")  
(Except the West 107 feet) Lot 3, Lambert Place, an Official Plat, all now 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 October 11, 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:

MOVED by Moore to adopt.

  
Michael F. Kelley, Assistant City Attorney

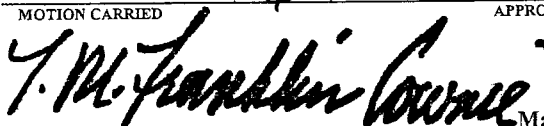
(ZON2010-00160)

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GRIESS	✓			
HENSLEY				✓
MAHAFFEY	✓			
MEYER	✓			
MOORE	✓			
TOTAL	6			1

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.

  
T. M. Franklin, Mayor

  
Diane Rauh, City Clerk