

★ Roll Call Number

11-0826

Agenda Item Number

51

May 9, 2011

Date

WHEREAS, on April 25, 2011, by Roll Call No. 11-0750, the City Council duly resolved to hold a public hearing on May 9, 2011, at 5:00 p.m., in the Council Chambers at City Hall, to consider a proposal from Paul Koester to rezone property located at 1704 High Street from C-2 General Retail and Highway Oriented Commercial District to NPC Neighborhood Pedestrian Commercial District to develop a 21-unit three-story apartment building with minimal street setback from 17th Street and High Street that will be subject to an NPC and Multi-family Site Plan review by the Plan and Zoning Commission. The subject property is owned by 1717 Ingersoll, LLC; and

WHEREAS, due notice of the hearing was published in the Des Moines Register on April 28, 2011, as provided by law, setting forth the time and place for hearing on said proposed amendment to the approved PUD Conceptual Plan; and

WHEREAS, in accordance with the published notice those interested in the proposed rezoning, 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, as follows:

1. Upon due consideration of the facts, statements of interested persons and arguments of counsel, the objections to the proposed rezoning from the C-2 to the NPC district classification for the property in the vicinity of 1704 High Street, and more specifically described below, are hereby overruled and the hearing is closed.

West 44 feet, Lot 1, and all Lots 2, 3, and 4, and (except the West 13 feet) Lot 5, Block B, J.C. Saverys Addition, an Official Plat, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

2. The proposed rezoning is hereby found to be in conformance with the Des Moines 2020 Community Character Land Use Plan, subject to the conditions identified below.

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3. The proposed rezoning for the Property described above, from the C-2 to the NPC district classification is hereby approved, subject to an NPC and Multi-family Site Plan review by the Plan and Zoning Commission.

Moved by Hensley to adopt,
 refer to Traffic and Transportation to
 review stop sign at 17th and High Streets.

APPROVED AS TO FORM:


 Michael F. Kelley
 Assistant City Attorney

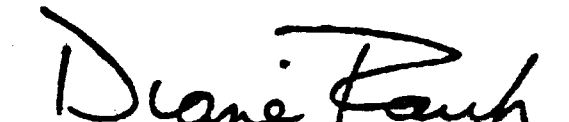
COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN				✓
GRIESS	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MEYER	✓			
MOORE	✓			
TOTAL	6			1
MOTION CARRIED			APPROVED	

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