

★ Roll Call Number  
11-1907

Agenda Item Number  
47

Date November 7, 2011

WHEREAS, on October 24, 2011 by Roll Call No. 11-1783, the City Council of the City of Des Moines, Iowa, duly resolved to set a public hearing at 5:00 p.m., November 7, 2011 in Council Chambers on the request from Jose Villarreal to rezone property located at 2013 Clark Street from C-0 Commercial Residential District to R1-60 One-Family Low-Density Residential District classification to allow for financing of an existing single-family dwelling; and

WHEREAS, the subject property is more specifically described as follows ("Property"):

Lot 13, Cases Addition to North Des Moines, an Official Plat, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.


WHEREAS, due notice of the public hearing was published according to Iowa Code section 362.3 in the Des Moines Register on October 27, 2011; and

WHEREAS, pursuant to the notice, those persons both in favor of and opposed to the proposed rezoning have had the opportunity to be heard and have made their views known to the City Council.

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Des Moines, Iowa, that upon due consideration of the facts, statements of interested persons and arguments of counsel, the objections to the proposed rezoning of the Property are hereby overruled, the hearing is closed and the proposed rezoning of the Property from the C-0 Commercial Residential District to R1-60 One-Family Low-Density Residential District classification is hereby APPROVED.

MOVED by Griess to adopt and approve the rezoning.

FORM APPROVED:

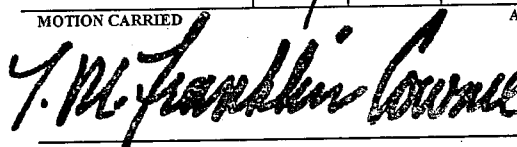
  
 Michael F. Kelley  
 Assistant City Attorney

| 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.

  
 T. M. Franklin  
 Mayor

  
 Diane Rauh  
 City Clerk