

★ Roll Call Number

12-1011

Agenda Item Number

41A

Date June 25, 2012

MOTION DISMISSING PROCEEDINGS ON PROPOSED REZONING
1241 EAST 38TH STREET
(Requested by Arnold DeWitt)

WHEREAS, on March 26, 2012 by Roll Call No. 12-0485, the City Council held a public hearing on the request from Arnold DeWitt to rezone 1241 East 38th Street from a R1-60 One-Family Low-Density Residential District to a Limited C-2 General Retail and Highway-Oriented Commercial District and approved the proposed rezoning, subject to final passage of a rezoning ordinance; and

WHEREAS, on March 26, 2012 by Roll Call No. 12-0486, the City Council approved the first reading, consideration and vote for passage of the rezoning ordinance and on May 21, 2012 by Roll Call No. 12-0811 approved the second reading, consideration and vote for passage of the rezoning ordinance which ordinance requires third consideration before final passage; and

WHEREAS, the applicant, Arnold DeWitt, has withdrawn his rezoning application and is no longer seeking to have the property rezoned

Moved by Mahaffey to dismiss the pending rezoning proceedings.

APPROVED AS TO FORM:

Michael F. Kelley
Assistant City Attorney

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, COLEMAN, GRIESS, HENSLEY, MAHAFFEY, MEYER, MOORE, and TOTAL (7 yeas).

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 Council Mayor

Diane Rauh City Clerk