

★ Roll Call Number

12-1610

Agenda Item Number

13

Date October 22, 2012

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on October 4, 2012, its members voted 6-4 in support of a motion to recommend APPROVAL of a request from Hubbell Properties II, LC (owner) represented by Steve Niebuhr (officer) to rezone property located at 4312, 4282, 4250, and 4216 East 50th Street Limited M-1 Light Industrial to R-3 Multiple-Family Residential District to allow development of up to 200 residential apartments subject to staff working with Hubbell to determine if there is any additional right-of-way necessary for a roundabout that could be considered to help slow traffic.

The subject properties are more specifically described as follows:

South 30 feet of Lot 8, and All Lots 9, 10, 11, 12, Broadway Business Park Plat 2, 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 November 5, 2012, 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 Mahaffey to adopt.

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

MOTION CARRIED

APPROVED