

★ Roll Call Number
13-0029

Agenda Item Number
20

Date January 14, 2013

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on January 3, 2013, its members voted 13-0 in support of a motion to recommend **APPROVAL** of a request from SPTIHS Property Trust (owner) represented by David Hagerty (officer) to rezone property located at 2401 East 8th Street from R1-60 One-Family Low-Density Residential District to a Limited R-3 Multiple-Family Residential District, to allow expansion of the existing legal non-conforming residential nursing care facility to provide a breezeway and entry vestibule connecting two existing wings of the building subject to the owner agreeing to the following conditions:

1. The only permitted uses are those allowed within the R1-60 District and nursing, convalescent, or retirement homes.
2. Any expansion of the building or parking within the subject property is subject to review of a Site Plan by the Permit and Development Center.

The subject properties are more specifically described as follows:

The South 223 feet of the North 232 feet Lot 11, Park View, 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 January 28, 2013, 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
Michael F. Kelley
Assistant City Attorney

(ZON2012-00183)

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GRIESS	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MEYER	✓			
MOORE	✓			
TOTAL	7			
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
T. M. Franklin
Mayor

Diane Rauh
Diane Rauh
City Clerk