



Roll Call Number

13-1628

Agenda Item Number

16

Date October 21, 2013

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on September 19, 2013, its members voted 12-2 in support of a motion to recommend **DENIAL** of a request from Ofir Carmi (purchaser) for rezoning of property located at 6220 Grand Avenue from "FW" Floodway to "U-1" Floodplain to allow for consideration of a Conditional Use for an amusement enterprise business to allow reuse of the existing vacant go-kart track and miniature golf amusement complex; and **APPROVAL** of rezoning the portion of the site that is located outside of the Federally designated floodway to "U-1" District as demonstrated by a Land Surveyor licensed with the State of Iowa. This would require the applicant to have a legal description and exhibit prepared and submitted by the applicant's engineer or surveyor prior to the City Council's hearing on the matter.

The subject property is more specifically described as follows:

Lot 4, Morrowdale Plat 3, 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 4, 2013, at which time the City Council will hear both those who oppose and those who favor the proposal.



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- 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.

Moved by Hensley to adopt.

FORM APPROVED:

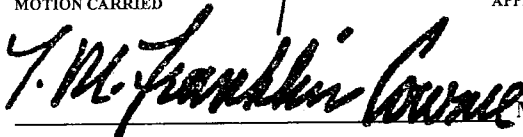
  
 Michael F. Kelley  
 Assistant City Attorney

(ZON2013-00140)

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GRIESS	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MEYER	✓			
MOORE	✓			
TOTAL	7			

MOTION CARRIED

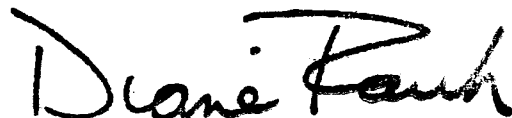
APPROVED

  
 T. M. Franklin  
 Mayor

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.

  
 Diane Rauh

City Clerk