



Roll Call Number

14-0425

Agenda Item Number

35B

March 10, 2014

Date

RESOLUTION CLOSING HEARING ON APPLICATION OF CATHOLIC HEALTH INITIATIVE – IOWA CORP., TO REZONE PROPERTY IN THE VICINITY OF 323 UNIVERSITY AVENUE FROM THE "R1-60" ONE-FAMILY, LOW-DENSITY RESIDENTIAL DISTRICT TO THE "C-O" COMMERCIAL RESIDENTIAL DISTRICT CLASSIFICATION AND CONDITIONALLY APPROVING SAME

WHEREAS, on February 24, 2014, by Roll Call No. 14-0282, it was duly resolved by the City Council that the application of Catholic Health Initiative – Iowa Corp., to rezone certain property it owns in the vicinity of 323 University Avenue, more fully described as follows:

Lot 1, Block 40 of TOWN OF DE MOINE, an Official Plat, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

from the "R1-60" One-Family, Low-Density Residential District to the "C-O" Commercial Residential District classification, be set down for hearing on March 10, 2014, at 5:00 P.M., in the Council Chambers at City Hall; and,

WHEREAS, due notice of said hearing was published in the Des Moines Register on February 27, 2014, as provided by law, setting forth the time and place for hearing on said proposed amendment to the Zoning Ordinance; and,

WHEREAS, in accordance with said notice those interested in said proposed rezoning, both for and against, have been given opportunity to be heard with respect thereto and have presented their views to the City Council.

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Des Moines, Iowa, as follows:

1. Upon due consideration of the facts, statements of interested persons and arguments of counsel, the objections to the proposed rezoning of the Property to the "C-O" Commercial Residential District are hereby overruled, and the hearing is closed.

2. The proposed rezoning is hereby found to be in conformance with the Des Moines 2020 Community Character Land Use Plan.

(continued)

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MOVED by Hensley to adopt and approve the rezoning, subject to final passage of the rezoning ordinance; refer to the City Manager to review the pedestrian traffic flow around the Mercy Medical Center campus.

FORM APPROVED:

Roger K Brown
 Roger K. Brown
 Assistant City Attorney
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| COUNCIL ACTION | YEAS | NAYS | PASS | ABSENT |
|----------------|------|------|------|--------|
| COWNIE | ✓ | | | |
| COLEMAN | ✓ | | | |
| GRAY | ✓ | | | |
| HENSLEY | ✓ | | | |
| MAHAFFEY | ✓ | | | |
| MOORE | ✓ | | | |
| GATTO | ✓ | | | |
| TOTAL | 7 | | | |

MOTION CARRIED 7 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