



Roll Call Number

14-1365

Agenda Item Number

14

Date September 8, 2014

RESOLUTION SETTING HEARING ON REQUEST FROM MATTHEW CONNOLLY (PURCHASER) TO REZONE PROPERTY LOCATED AT 400 SOUTHEAST 7TH STREET AND 401 SOUTHEAST 6TH STREET FROM "M-1" LIGHT INDUSTRIAL DISTRICT TO "C-3B" CENTRAL BUSINESS MIXED USE DISTRICT, TO ALLOW MIXED-USE DEVELOPMENT WITH MULTIPLE-FAMILY RESIDENTIAL DWELLINGS

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on August 21, 2014, its members voted 11-0 in support of a motion to recommend APPROVAL of a request from Matthew Connolly, proposed purchaser to rezone City-owned real property locally known as 400 Southeast 7th Street and 401 Southeast 6th Street ("Property") from "M-1" Light Industrial District to "C-3B" Central Business Mixed Use District, to allow mixed-use development with multiple-family residential dwellings, as set forth in the attached communication from the Commission; and

WHEREAS, the Property is legally described as follows:

Lots 9 and 10 of Block 42; and Lot 1 of Block 42; and Except Tract 3 Book 14139 Page 432, Lot 2 of Block 42; all in TOWN OF DE MOINE, an Official Plat, 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 attached communication from the Plan and Zoning Commission is hereby received and filed.
2. 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 September 22, 2014, at which time the City Council will hear both those who oppose and those who favor the proposal.
3. 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:

Glenna K. Frank, Assistant City Attorney

MOVED BY Hensley TO ADOPT. (ZON2014-00132)

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

MOTION CARRIED APPROVED Y.M. Franklin Council 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