



Roll Call Number

14-1629

Agenda Item Number

19

Date October 20, 2014

RESOLUTION SETTING DATE OF HEARING ON REQUEST FROM 304 15TH STREET, LLC (OWNER), REPRESENTED BY JAKE CHRISTENSEN (OFFICER), TO REZONE PROPERTY LOCATED AT 304 15TH STREET TO REMOVE THE "D-O" DOWNTOWN OVERLAY DISTRICT DESIGNATION AND REMOVE THE PROHIBITION OF OFF-PREMISES ADVERTISING SIGNS

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on October 2, 2014, its members voted 7-2-1 to recommend DENIAL of a request from 304 15th Street, LLC (owner), represented by Jake Christensen (officer), to rezone property located at 304 15th Street ("Property") to remove the "D-O" Downtown Overlay District and remove the prohibition of off-premises advertising signs, to allow Board of Adjustment consideration of a 30-foot by 30-foot (900 square feet) painted wall sign on the north side of the building located on the Property to advertise for off-premise business Exile Brewing Company, which is located at 1514 Walnut Street; and

WHEREAS, the Property is legally described as follows:

The South 10 feet of Lot 5 and all of Lot 8 of Block 43, LYON'S ADDITION, 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 November 3, 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.

MOVED by Hensley to adopt.

FORM APPROVED:

Glenna K. Frank, Assistant City Attorney

(ZON2014-00174)

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

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.

Y. M. Franklin Council Mayor

Diane Rauh City Clerk