

★ Roll Call Number

15-0106

Agenda Item Number

23

Date January 26, 2015

RESOLUTION SETTING HEARING ON REQUEST FROM WESLEY COMMUNITY SERVICES, INC. (OCCUPANT), REPRESENTED BY ROB KRETZINGER (OFFICER), TO REZONE PROPERTY LOCATED AT 944 18TH STREET FROM "C-0" COMMERCIAL-RESIDENTIAL DISTRICT TO LIMITED "C-2" GENERAL RETAIL AND HIGHWAY-ORIENTED COMMERCIAL DISTRICT

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on January 15, 2015, its members voted 10-0 in support of a motion to recommend **APPROVAL** of a request from Wesley Community Services, Inc. (occupant), represented by Rob Kretzinger (officer), to rezone real property locally known as 944 18th Street ("Property") from "C-0" Commercial-Residential District to Limited "C-2" General Retail and Highway-Oriented Commercial District, to allow "C-0" District permitted uses and limousine/taxi dispatching use only, subject to the owner agreeing to the following conditions:

1. The Property shall be brought into conformance with the City's Landscaping Standards for the "C-2" District;
2. Any trash enclosure shall be constructed of masonry walls with solid steel gates; and
3. Use of the Property shall be limited to permitted uses in the "C-0" Commercial-Residential District and limousine/taxi dispatching use; and

WHEREAS, the Property is legally described as follows:

The South 3.5 feet of Lot 16, all of Lots 17, 18, 19, 20 and 21, and the East ½ of the north-south alley lying west of and adjacent to said South 3.5 feet of Lot 16 and all of Lots 17 through 21 inclusive, all in BUTLER'S ADDITION TO DES MOINES, 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 February 9, 2015, 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.

(continued)

★ Roll Call Number
15.0106

Agenda Item Number
23

Date January 26, 2015

-2-

MOVED BY Hensley TO ADOPT.

FORM APPROVED:

Glenna K. Frank
Glenna K. Frank, Assistant City Attorney

(ZON2014-00233)

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GATTO	✓			
GRAY	✓			
HENSLEY	✓			
MAHAFFEY	✓			
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