



Roll Call Number

15-0249

Agenda Item Number

48

Date February 9, 2015

RESOLUTION CONTINUING HEARING ON REQUEST FROM ARNOLD DEWITT (OWNER) TO REZONE PROPERTY LOCATED IN THE VICINITY OF 3917 MAHASKA AVENUE FROM "R1-60" ONE-FAMILY LOW-DENSITY RESIDENTIAL DISTRICT TO LIMITED "C-2" GENERAL RETAIL AND HIGHWAY-ORIENTED COMMERCIAL DISTRICT

WHEREAS, on January 26, 2015, by Roll Call No. 15-0107, the City Council received a communication from the City Plan and Zoning Commission advising that at a public hearing held on January 15, 2015, its members voted 9-1 in support of a motion to recommend APPROVAL of a request from Arnold DeWitt (owner) to rezone real property located in vicinity of 3917 Mahaska Avenue, locally known as 3917 Mahaska Avenue and Polk County District/Parcel No. 060/00668-000-000 ("Property"), from "R1-60" One-Family Low-Density Residential District to a Limited "C-2" General Retail and Highway-Oriented Commercial District to allow expansion of the existing mini-warehouse complex, subject to the owner agreeing to various conditions set forth in the communication and in Roll Call No. 15-0107; and

WHEREAS, on January 26, 2015, by Roll Call No. 15-0107, it was duly resolved by the City Council that the application of Arnold DeWitt (owner) for rezoning of the Property, as legally described in Roll Call No. 15-0107, to Limited "C-2" General Retail and Highway-Oriented Commercial District, be set down for hearing on February 9, 2015, at 5:00 p.m. in the City Council Chambers at City Hall; and

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

WHEREAS, a continuance of the public hearing is necessary to allow more time to obtain the executed Acceptance of Rezoning Conditions from the property owner.

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Des Moines, Iowa, that the public hearing regarding the proposed rezoning of the Property be and is hereby opened and continued to February 23, 2015 at 5:00 p.m. in the City Council Chambers.

FORM APPROVED:

Glenna K. Frank

Glenna K. Frank, Assistant City Attorney

MOVED BY Mahaffey to continue to March 23, 2015 at 5:00 pm.

(ZON2014-00230)

Table with columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, COLEMAN, GATTO, GRAY, HENSLEY, MAHAFFEY, MOORE, and TOTAL. Includes signature of Mayor T. M. Franklin and 'MOTION CARRIED' / 'APPROVED' text.

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 Fauh

City Clerk