

★ Roll Call Number

15-0913

Agenda Item Number

24

Date June 8, 2015

RESOLUTION SETTING DATE OF HEARING ON REQUEST FROM FIRST FEDERATED CHURCH TO REZONE PROPERTY LOCATED AT 4801 FRANKLIN AVENUE FROM "R1-60" ONE-FAMILY LOW-DENSITY RESIDENTIAL DISTRICT TO LIMITED "C-1" NEIGHBORHOOD RETAIL COMMERCIAL DISTRICT

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on May 21, 2015, its members voted 9-2 in support of a motion to recommend APPROVAL of a request from First Federated Church (owner), represented by Tom Clegg (officer), to rezone real property locally known as 4801 Franklin Avenue ("Property"), from "R1-60" One-Family Low-Density Residential District to Limited "C-1" Neighborhood Retail Commercial District to allow reuse of a portion of the previous parochial school building for a private daycare center and pre-school uses, subject to limiting the permitted uses to only those allowed in the "R1-60" District and to a daycare center with preschool; and

WHEREAS, the Property is legally described as follows:

The South 685.6 feet of the East 608.3 feet and the North 220.8 feet of the East 500 feet of Lot 2 FRANKLIN PLAZA, 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 June 22, 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.

FORM APPROVED:

Glenna K. Frank, Assistant City Attorney

MOVED BY Gatto TO ADOPT.

(ZON2015-00066)

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 T. 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