

★ Roll Call Number

15-1430

Agenda Item Number

27

Date August 24, 2015

RESOLUTION SETTING HEARING ON REQUEST FROM YELLOWDOG HOLDINGS, LLC TO REZONE PROPERTY LOCATED AT 707 19TH STREET FROM "R-HD" RESIDENTIAL HISTORIC DISTRICT TO LIMITED "NPC" NEIGHBORHOOD PEDESTRIAN COMMERCIAL DISTRICT

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on August 6, 2015, its members voted 11-0 in support of a motion to recommend APPROVAL of a request from Yellowdog Holdings, LLC (owner), represented by Dirk Westercamp (officer), to rezone real property located at 707 19th Street ("Property") from "R-HD" Residential Historic District to Limited "NPC" Neighborhood Pedestrian Commercial District to allow use of the existing building for commercial office and retail use, subject to the permitted uses being limited to those allowed in the "C-0" Commercial Residential District; and

WHEREAS, the Property is legally described as follows:

Lot 52 and the South 10 feet of Lot 53 and Lot 51 (Except that part described in Parcel A in survey filed at Book 11901, Page 909) all in T.E. Brown'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 September 14, 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.

MOVED BY Hensley TO ADOPT.

FORM APPROVED:

Glenna K. Frank

Glenna K. Frank, Assistant City Attorney

(ZON2015-00132)

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

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. McFranklin Council Mayor

cc

Diane Rauh

City Clerk