



Roll Call Number

15-1431

Agenda Item Number

28

Date August 24, 2015

**RESOLUTION SETTING HEARING ON REQUEST FROM WILLIAM H. WHEELER  
TO REZONE PROPERTY LOCATED AT 3601 6<sup>TH</sup> AVENUE**

**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 **DENIAL** of a request from William H. Wheeler (owner) to rezone real property locally known as 3601 6<sup>th</sup> Avenue ("Property") from "C-2" General Retail and Highway-Oriented Commercial District to "M-1" Light Industrial District to allow conversion of the building to a manufacturing use of preparing, bottling, packaging, and distributing salad dressing; and

**WHEREAS**, the Property is legally described as follows:

Lot 13 of Block 22 in HIGHLAND PARK, now included in and forming a part of the City of Des Moines, 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.

FORM APPROVED:

*Glenna K. Frank*

Glenna K. Frank, Assistant City Attorney

MOVED by *Hensley* to adopt.

(ZON2015-00130)

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