

★ Roll Call Number

15-1864

Agenda Item Number

24

Date November 9, 2015

RESOLUTION SETTING HEARING ON REQUEST FROM HUBBELL REALTY COMPANY TO REZONE PROPERTY LOCATED AT 4209 LOWER BEAVER ROAD AND TO APPROVE THE "WOODLAWN" CONCEPTUAL PLAN

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held November 5, 2015, its members voted 11-0 in support of a motion to recommend **APPROVAL** of a request from Hubbell Realty Company (developer), represented by Joe Pietruszynski (officer), to rezone real property locally known as 4209 Lower Beaver Road ("Property") from "R1-60" One-Family Low-Density Residential District to "PUD" Planned Unit Development, and to recommend **APPROVAL** of the "Woodlawn" (a/k/a "Lower Beaver Villas") Conceptual Plan for redevelopment of the Property with 38 single-family semi-detached dwellings subject to revisions set forth in the staff recommendation and as approved by the Commission, which recommendation, summary of public hearing discussion, and conditions will be set forth in communication to the Council to be provided prior to and at the public hearing on November 23, 2015; and

WHEREAS, the Property is legally described as follows:

All that part of the South Half (S ½) of the Northeast Quarter (NE ¼) of Section 20, Township 79, Range 24, West of the 5th P.M., lying within the following described lines: Commencing at a point on the Section line 461.34 feet, North of the Northeast corner of the Southeast Quarter (SE ¼) of said Section 20, thence West and parallel with the South line of the NE ¼ of said Section 20, a distance of 1058.3 feet to place of beginning, thence continuing West a distance of 871.2 feet to the center line of Lower Beaver Road, thence Northwesterly along the center line of Lower Beaver Road, a distance of 300 feet, thence East 871.2 feet, thence South 300 feet to place of beginning..

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Des Moines, Iowa, as follows:

1. That the meeting of the City Council at which the proposed rezoning and proposed PUD Conceptual Plan are to be considered shall be held in the Council Chambers, City Hall, Des Moines, Iowa, at 5:00 p.m. on November 23, 2015, at which time the City Council will hear both those who oppose and those who favor the proposal.
2. 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)

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MOVED by Gatto to adopt.

FORM APPROVED:

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

(ZON2015-00200)

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

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.

MOTION CARRIED APPROVED
T. M. Franklin Council Mayor

Diane Rauh City Clerk