

★ Roll Call Number

16-0677

Agenda Item Number

27

Date April 25, 2016

RESOLUTION SETTING HEARING ON REQUEST FROM JJ EQUITY, LLC TO REZONE PROPERTY LOCATED AT 3300 EAST 56TH STREET FROM "A-1" AGRICULTURAL DISTRICT TO "PUD" PLANNED UNIT DEVELOPMENT DISTRICT

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on April 7, 2016, its members voted 12-0 to recommend APPROVAL of a request from JJ Equity, LLC (purchaser), represented by Jon Galloway (officer), to rezone property located at 3300 East 56th Street ("Property") from "A-1" Agricultural District to "PUD" Planned Unit Development District, to allow development of a 66.4 acre tract with 60-foot wide single-family lot development and a 7.5-acre lot designated for religious assembly site development, and to approve the proposed PUD Conceptual Plan "Brook Landing" subject to conditions set forth in the communication from the Commission; and

WHEREAS, the Property is legally described as follows:

Outlot X Fini Acres Plat 2, an Official Plat, in Des Moines, Polk County, Iowa, and Outlot X Fini Acres Replat, an Official Plat in Des Moines, Polk County, Iowa, except Parcel A as identified by Plat of Survey at Polk County Recorder Book 10645, Page 526.

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 and 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 May 9, 2016, 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, Assistant City Attorney

(ZON2016-00049)

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

MOTION CARRIED APPROVED Y. 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