

★ Roll Call Number

16-1517

Agenda Item Number

40

Date September 12, 2016

RESOLUTION SETTING HEARING ON REQUEST FROM ENRIQUE AND OSCAR ZENTENO TO REZONE PROPERTY LOCATED AT 2348 AND 2354 EAST GRAND AVENUE

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on September 1, 2016, its members voted 8-0 to recommend DENIAL of a request from Enrique and Oscar Zenteno (owners) to rezone property located at 2348 and 2354 East Grand Avenue ("Property") from "R1-60" One-Family Low-Density Residential District to "C-2" General Retail and Highway Oriented District, to allow for the existing legal non-conforming auto repair business to be brought into conformance; and

WHEREAS, the Property to be rezoned is legally described as follows:

Lots 74 through 76, CENTRAL PARK, an Official Plat, all 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 at the Richard A. Clark Municipal Service Center (MSC), located at 1551 E. Martin Luther King, Jr. Parkway, Des Moines, Iowa, at 5:00 p.m. on September 26, 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 Gatto TO ADOPT.

FORM APPROVED:

Glenna K. Frank, Assistant City Attorney

(ZON2016-00120)

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

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

Y. M. Franklin Council Mayor