

Date September 12, 2016

RESOLUTION SETTING HEARING ON CITY-INITIATED REQUEST TO AMEND THE WOODS EDGE "R-6" FINAL DEVELOPMENT PLAN ON PROPERTY LOCATED IN THE 3500 BLOCK OF SOUTHEAST 23RD STREET

WHEREAS, on March 27, 1978, by Ordinance No. 9,380, the City Council approved rezoning of property located in the 3500 block of Southeast 23rd Street to "R-6" Planned Residential Development District and approved the Wood's Edge Preliminary Development Plan, and thereafter approved the Wood's Edge Final Development Plan; and

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on September 1, 2016, its members voted 8-0 in support of a motion to recommend **APPROVAL** of a request from the City of Des Moines (owner), represented by Pam Cooksey (City Engineer), to amend the Woods Edge "R-6" Final Development Plan to reclassify a parcel within the Plan area from public common land to private development in accordance with "R1-80" regulations, to allow for the sale and private redevelopment of said parcel, subject to the conditions set forth in the Plan and Zoning Commission recommendation; and

WHEREAS, the property is legally described as follows:

Lot Z, WOOD'S EDGE PLAT 2, 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 1st Amendment to the Woods Edge "R-6" Final Development Plan 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.

FORM APPROVED:

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

MOVED BY *Gatto* TO ADOPT.

(01000-78-1.05.5)

| COUNCIL ACTION | YEAS | NAYS | PASS | ABSENT |
|----------------|------|------|------|--------|
| COWNIE | ✓ | | | |
| COLEMAN | ✓ | | | |
| GATTO | ✓ | | | |
| GRAY | ✓ | | | |
| HENSLEY | ✓ | | | |
| MOORE | ✓ | | | |
| WESTERGAARD | ✓ | | | |
| TOTAL | 7 | | | |

MOTION CARRIED APPROVED

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.

T. M. Franklin
Mayor

COI

Diane Fauh
City Clerk