



Roll Call Number

17-0369

Agenda Item Number

24

Date March 6, 2017

RESOLUTION SETTING HEARING ON REQUEST FROM GLEN AND APRIL BROWN TO REZONE PROPERTY LOCATED AT 4518 SOUTHWEST 33RD STREET

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on February 16, 2017, its members voted 12-0 in support of a motion to recommend APPROVAL of a request from Glen and April Brown (purchasers) to rezone City-owned property located at 4518 Southwest 33rd Street ("Property") from "M-3" Limited Industrial District to Limited "R1-80" One-Family Residential District to allow for development of a single-family dwelling with access from Southwest 33rd Street, subject to the following conditions:

- 1. Any dwelling constructed shall have a full basement.
2. Any dwelling constructed shall have minimum 2-car attached garage.
3. The front facade of any house constructed must contain one of the following:
a. A front porch of not less than 60 square feet; or
b. At least 1/3 of the facade shall be clad with stone or brick masonry.
4. Windows on any facade facing a public street shall have either of the following:
a. Trim border not less than 4 inches in width; or
b. Shutters on each side.
5. Roof on any house constructed shall be of asphalt type shingles or cedar shakes. Standard 3-tab shingles are prohibited.
6. Any single story home shall be constructed with a minimum of 1,200 square feet of above grade finished floor area.
7. Any 1 1/2 and 2-story homes shall be constructed with a minimum of 1,400 square feet of above grade finished floor area.
8. Exterior material for any home constructed shall be masonry (brick or stone), cedar, masonite, or cement fiber board.
9. Any chain link fence shall have black vinyl-cladding; and

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

ALL OF PARCEL "A" LYING SOUTH OF THE WESTERLY EXTENSION OF THE SOUTH LINE OF LOT 6 IN SERENDIPITY PLAT 3, AN OFFICIAL PLAT, SAID PARCEL "A" IS RECORDED IN BOOK 15189 PAGE 476 IN THE RECORDER'S OFFICE OF POLK COUNTY, IOWA; 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.

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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 March 20, 2017, 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
Glenna K. Frank, Assistant City Attorney

(ZON2017-00002)

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GATTO				✓
GRAY	✓			
HENSLEY	✓			
MOORE	✓			
WESTERGAARD	✓			
TOTAL	6			1

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