



Roll Call Number

18-0508

Agenda Item Number

64A

Date March 19, 2018

RESOLUTION ON REQUEST FROM CREIGHTON PENNEY D/B/A MID IOWA TOWING TO AMEND THE EXISTING PLANDSM: CREATING OUR TOMORROW PLAN FUTURE LAND USE DESIGNATION (PORTION OF 109 EAST 28TH STREET)

WHEREAS, on April 25, 2016, by Roll Call No. 16-0717, the City Council adopted the PlanDSM: Creating Our Tomorrow Plan; and

WHEREAS, at a public hearing held on February 15, 2018, the City Plan and Zoning Commission voted 8-0 in support of a motion to recommend DENIAL of a request by Creighton Penney d/b/a Mid Iowa Towing (owner), to amend the existing PlanDSM: Creating Our Tomorrow Plan future land use designation for real property locally known as 109 East 28th Street, from Low Density Residential to Industrial, to allow for rezoning to "M-2" Heavy Industrial District and use for outdoor storage of inoperable vehicles as part of a towing contractor business; and

WHEREAS, following said hearing, the applicant has amended its request for amendment to the comprehensive plan to include only that portion of the property known as Polk County Assessor District/Parcel No. 050/02139-001-002.

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Des Moines, Iowa, that the proposed amendment to the PlanDSM: Creating Our Tomorrow Plan, as described above for Polk County Assessor District/Parcel No. 050/02139-001-002, is hereby approved / (denied)

MOVED by Gatto to adopt and APPROVE / (DENY) the proposed amendment.

FORM APPROVED:

Glenna K. Frank, Assistant City Attorney

(21-2018-4.01)

NOTE: Six affirmative votes are required to approve the proposed amendment due to the Plan and Zoning Commission's recommendation for denial. Des Moines City Code §82-78.

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, BOESEN, COLEMAN, GATTO, GRAY, MANDELBAUM, WESTERGAARD, 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.

T. M. Franklin Council Mayor

Diane Rauh City Clerk