



Roll Call Number

18-1290

Agenda Item Number

54A

Date July 23, 2018

RESOLUTION ON REQUEST FROM LEE ROSE, LLC TO AMEND THE EXISTING PLANDSM: CREATING OUR TOMORROW PLAN FUTURE LAND USE DESIGNATION (2701 AND 2703 EAST GRAND AVENUE)

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 June 7, 2018, the City Plan and Zoning Commission voted 12-0 in support of a motion to recommend DENIAL of a request by Lee Rose, LLC (owner) d/b/a Des Moines Comfort, Inc., represented by Lee Rose, Jr. (officer), to amend the existing PlanDSM: Creating Our Tomorrow Plan future land use designation for real property locally known as 2701 and 2703 East Grand Avenue, from Low Density Residential to Neighborhood Mixed Use to allow for rezoning to "C-2" General Retail and Highway-Oriented Commercial District and expansion of the existing mechanical contractor shop use; and

WHEREAS, on July 9, 2018, by Roll Call No. 18-1190, the City Council opened and continued the public hearing on said proposed rezoning to the July 23, 2018 City Council meeting, and directed the City Manager and Legal Department to prepare the necessary legislation to approve the rezoning subject to conditions acceptable to the City and the owners.

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, is hereby approved/denied.

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

FORM APPROVED:

Glenna K. Frank, Assistant City Attorney

(21-2018-4.09)

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.

Mayor signature: T. M. Franklin

City Clerk signature: Diane Rauh