



Roll Call Number

18-1503

Agenda Item Number

20

Date September 10, 2018

**RESOLUTION SETTING HEARING ON REQUEST FROM INDIGO DAWN, LLC  
TO REZONE PROPERTY AT 1345 7<sup>TH</sup> STREET**

**WHEREAS**, the City Plan and Zoning Commission has advised that at a public hearing held on August 16, 2018, its members voted 9-0 in support of a motion to recommend **APPROVAL** of a request from Indigo Dawn, LLC (purchaser), to rezone property locally known as 1345 7<sup>th</sup> Street ("Property") from "R1-60" One-Family Low-Density Residential District to Limited "R-2" Two-Family Residential District, to allow conversion of the existing vacant building on the Property to a two-family dwelling, subject to the following rezoning conditions:

1. Vehicular access to the Property shall be provided from the alley. All existing curb cuts and driveways shall be removed, the curblin shall be restored, and all disturbed areas shall be restored to a turf condition prior to the issuance of a Certificate of Occupancy (C.O.) for any building on the Property.
2. The existing building on the Property shall be renovated in substantial conformance with the submitted building elevations to the satisfaction of the Planning Administrator prior to the issuance of any Certificate of Occupancy (C.O.) for a two-family dwelling; and

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

LOT 22 GRAND PARK, AN OFFICIAL PLAT, 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 Council Chambers, City Hall, 400 Robert D. Ray Drive, Des Moines, Iowa, at 5:00 p.m. on September 24, 2018, 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.



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MOVED BY Gatto TO ADOPT.

FORM APPROVED:

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

(ZON2018-00139)

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
BOESEN	✓			
COLEMAN	✓			
GATTO	✓			
GRAY	✓			
MANDELBAUM	✓			
WESTERGAARD	✓			
TOTAL	7			

MOTION CARRIED APPROVED

J. M. Franklin Cownie 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