



Roll Call Number

19-1399

Agenda Item Number

27

Date October 14, 2019

**RESOLUTION SETTING HEARING ON REQUEST FROM
FRED AND JERI ROBINETTE TO REZONE PROPERTY LOCATED AT
2833 EAST ACORN STREET**

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on October 3, 2019, its members voted 10-0 in support of a motion to recommend **APPROVAL** of a request from Fred and Jeri Robinette (owners) to rezone property located at 2833 East Acorn Street ("Property") from "A-1" Agricultural District to Limited "R1-80" One-Family Residential District, to allow for subdivision of the Property and development of the southern portion of the Property with an additional single-family dwelling, subject to the following conditions:

1. Development of the southern parcel is prohibited until such time that a public street and utilities, including but not limited to, a dry sewer line is extended along the east property line of the property.
2. Any development of the site must comply with the Tree Removal and Mitigation Ordinance contained in Chapter 42, Article X, of the City Code.
3. No same house plan shall be built on adjacent lots.
4. Any house shall have a full basement unless determined infeasible by the City's Building Official and Planning Administrator.
5. Any house shall have a minimum two-car attached garage.
6. The front façade of any house constructed must contain one of the following:
 - a. A front porch of not less than 60 square feet; or
 - b. Stone or brick masonry siding covering at least 1/3 of the façade.
7. All street facing windows and doors on any house shall have trim that is no less than 4 nominal inches in width.
8. The roof on any house constructed shall be of asphalt type shingles or cedar shakes. Standard 3-tab shingles are prohibited.
9. Any 1-story house shall be constructed with a minimum of 1,400 square feet of above-grade finished floor area.
10. Any 1-½-story house shall be constructed with a minimum of 1,600 square feet of above-grade finished floor area.
11. Any 2-story house shall be constructed with a minimum of 1,800 square feet of above-grade finished floor area.
12. Exterior material for any house constructed shall be masonry (brick or stone), vinyl of no less than 0.042 thickness, cedar, masonite, or cement fiber board.
13. Any chain link fence shall have black vinyl cladding.



Roll Call Number

19-1599

Agenda Item Number

27

Date October 14, 2019

WHEREAS, the Property is legally described as follows:

LOTS 19 AND 20 IN DES MOINES FERRARI HEIGHTS, AN OFFICIAL PLAT, ALL BEING IN SECTION 1, TOWNSHIP 77, RANGE 24, WEST OF THE 5TH P.M. AND FORMING A PART OF THE CITY OF DES MOINES, WARREN 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 November 4, 2019, 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 Gatto TO ADOPT.

FORM APPROVED:

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

(ZON2019-00186)

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
BOESEN	✓			
COLEMAN	✓			
GATTO	✓			
GRAY	✓			
MANDELBAUM	✓			
WESTERGAARD	✓			
TOTAL	7			0

MOTION CARRIED APPROVED

CERTIFICATE

I, Laura Baumgartner, Acting 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.

J. M. Frank Cownie Mayor

Laura Baumgartner Acting City Clerk