



Roll Call Number

19-1791

Agenda Item Number

69

Date November 4, 2019

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

WHEREAS, on October 14, 2019, by Roll Call No. 19-1599, the City Council received a communication from the City Plan and Zoning Commission advising 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 various conditions set forth in said Roll Call; and

WHEREAS, on October 14, 2019, by Roll Call No. 19-1599, it was duly resolved by the City Council that the application from Fred and Jeri Robinette to rezone the Property, legally described as follows, be set down for hearing on November 4, 2019 at 5:00 P.M., in the Council Chamber at City Hall:

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; and

WHEREAS, due notice of said hearing was published in the Des Moines Register, as provided by law, setting forth the time and place for hearing on said proposed amendment to the Zoning Ordinance; and

WHEREAS, thereafter Fred and Jeri Robinette requested to withdraw their application for the proposed rezoning of the Property.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Des Moines, Iowa, that the public hearing on the proposed rezoning of 2833 East Acorn Street from "A-1" Agricultural District to Limited "R1-80" One-Family Residential District is hereby dismissed, and the matter of the proposed rezoning is withdrawn from City Council consideration.

MOVED BY Gatto TO ADOPT.

FORM APPROVED:

Glenna K. Frank, Assistant City Attorney

(ZON2019-00186)

Table with columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, BOESEN, COLEMAN, GATTO, GRAY, MANDELBAUM, WESTERGAARD, and TOTAL (7).

MOTION CARRIED

APPROVED

CERTIFICATE

I, D. Kay Melik, 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. Frankin Cownie Mayor

D. Kay Melik

City Clerk