



Roll Call Number

19-1793

Agenda Item Number

71

Date November 4, 2019

RESOLUTION DISMISSING HEARING ON APPLICATION OF PHYLLIS WOODS TRUST FOR RELIEF FROM TEMPORARY MORATORIUM

WHEREAS, on September 9, 2019, by Roll Call No. 19-1445, the City Council approved a temporary moratorium providing that no application to rezone property to any zoning district other than Planned Unit Development (PUD) shall be accepted or processed by the City of Des Moines between September 9, 2019 and December 14, 2019, in order to avoid rezoning properties to zoning districts that would not exist as of the planned effective date of December 15, 2019, of the City's proposed Zoning Code, Design Code, and Citywide Zoning Map; and

WHEREAS, on October 14, 2019, by Roll Call No. 19-1601, it was duly resolved by the City Council that the application of the Phyllis Woods Trust seeking relief from the moratorium as applied to its real property locally known as 6015 Grand Avenue for use as an events center, which use is not allowed in the current zoning designation of the property of "C-1" Neighborhood Retail Commercial District, be set down for hearing on November 4, 2019, at 5:00 p.m. in the Council Chambers at City Hall; and

WHEREAS, due notice of said hearing was published in the Des Moines Register on October 24, 2019, setting forth the time and place for such hearing; and

WHEREAS, thereafter the Phyllis Woods Trust requested to withdraw its application for the proposed relief from the temporary moratorium.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Des Moines, Iowa, that the public hearing on the application of the Phyllis Woods Trust seeking relief from the temporary moratorium on rezoning as applied to its real property locally known as 6015 Grand Avenue is hereby dismissed, and the matter of the proposed relief is withdrawn from City Council consideration.

MOVED BY [Signature] ADOPT.

FORM APPROVED:

[Signature]
Glenna K. Frank, Assistant City Attorney

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, P. Kay Onelick 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.

[Signature] Mayor

[Signature] City Clerk