



Roll Call Number

30-052.1

Agenda Item Number

22

Date March 23, 2020

RESOLUTION SETTING HEARING ON REQUEST FROM LIVING WATERS FELLOWSHIP (OWNER), REPRESENTED BY JOSH DAGGETT (OFFICER), TO REZONE PROPERTY LOCATED AT 3161 SOUTHEAST 22ND STREET

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on March 5, 2020, the City Plan and Zoning Commission voted 11-0 in support of a motion to recommend APPROVAL of a request by Living Waters Fellowship (owner), represented by Josh Daggett (officer), to rezone the property located at 3161 Southeast 22nd Street ("Property"), from "P2" Public, Civic and Institutional District to "RX1" Mixed Use District, to allow for the conversion of the premises to a day care use; and

WHEREAS, the Property is legally described as follows:

THE SOUTH 125 FEET OF THE WEST 16 RODS (264 FEET) OF THE SOUTH 40 RODS (660 FEET) OF THE SW 1/4 OF SECTION 13, TOWNSHIP 78 NORTH, RANGE 24 WEST OF THE 5TH P.M., EXCEPT THE WEST 30 FEET THEREOF, 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 & 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 Second (2nd) Floor MSC Board Room, Richard A. Clark Municipal Services Center, 1551 East M.L. King, Jr. Parkway, Des Moines, Iowa, at 5:00 p.m. on April 20, 2020, 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:

Judy K. Parks-Kruse, Assistant City Attorney

(ZON2020-00024)

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, BOESEN, GATTO, GRAY, MANDELBAUM, VOSS, WESTERGAARD, and TOTAL.

CERTIFICATE

I, P. Kay Cmelik, 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. Franklin Cownie, Mayor

P. Kay Cmelik, City Clerk