



Roll Call Number

20-0677

Agenda Item Number

46

Date April 20, 2020

RESOLUTION HOLDING HEARING ON REQUEST FROM IOWA HOMELESS YOUTH CENTERS (APPLICANT) TO AMEND THE EXISTING PLANDSM: CREATING OUR TOMORROW PLAN FUTURE LAND USE DESIGNATION AND REZONE PROPERTY LOCATED AT 2705 EAST EUCLID AVENUE

WHEREAS, on April 25, 2016, by Roll Call No. 16-0717, the City Council adopted the PlanDSM: Creating Our Tomorrow Plan; and

WHEREAS, on March 9, 2020, by Roll Call No. 20-0421, the City Council received a communication from the City Plan and Zoning Commission advising that at a public hearing held on February 20, 2020, the City Plan and Zoning Commission voted 8-0 in support of a motion to recommend **APPROVAL** of a request by Iowa Homeless Youth Centers (Applicant), represented by Toby O’Berry (officer), to amend the existing PlanDSM: Creating Our Tomorrow Plan future land use designation for real property locally known as 2705 East Euclid Avenue (“Property”) from Low Density Residential to Community Mixed Use, to allow for rezoning to Limited RX1 Mixed Use District and allow development of the Property for a business/trade school use and offices for youth training; and

WHEREAS, on March 9, 2020, by Roll Call No. 20-0421, the City Council received a communication from the City Plan and Zoning Commission advising that at a public hearing held on February 20, 2020, its members voted 8-0 in support of a motion to recommend **APPROVAL** of a request from Iowa Homeless Youth Centers to rezone the Property from “Na3” Residential District to “RX1” Mixed Use District, to allow development of the property for a business/trade school use and offices for youth training; and

WHEREAS, on March 9, 2020, by Roll Call No. 20-0421, it was duly resolved by the City Council that request to rezone the Property and for approval of the proposed comprehensive plan amendment, be set down for hearing on March 23, 2020 at 5:00 P.M., in the Council Chamber at City Hall; 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 comprehensive plan; and

WHEREAS, on March 23, 2020, by Roll Call No. 20-0585, it was duly resolved by the City Council that the time and place for the hearing on said proposed amendment to Zoning Ordinance and comprehensive plan be continued to April 20, 2020, at 5: 00 p.m., to be held in the Second Floor Board Room in the Richard A. Clark Municipal Services Center at 1551 East Martin Luther King Jr. Parkway; and

WHEREAS, in accordance with said notice and continuance, those interested in said proposed comprehensive plan amendment and rezoning and, both for and against, have been given opportunity to be heard with respect thereto and have presented their views to the City Council; and



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WHEREAS, the Legal Department has prepared an amendment to the Zoning Ordinance of the City of Des Moines to rezone the Property locally known as 2705 East Euclid Avenue, legally described as:

THE SOUTH 210.0 FEET OF THE NORTH 260.0 FEET OF THE WEST 183.3 FEET OF THE SOUTH ONE-HALF (1/2) OF THE NORTHEAST QUARTER (1/4) OF THE NORTHEAST QUARTER (1/4) OF SECTION 30, TOWNSHIP 79 NORTH, RANGE 23 WEST OF THE 5TH P.M., NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA

from "N3a" Residential District to "RX1" Mixed Use District, to allow development of the property for a business/trade school use and offices for youth training.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Des Moines, Iowa, as follows:

- 1. Upon due consideration of the facts, and any and all statements of interested persons and arguments of counsel, any objections to the proposed amendment to the PlanDSM: Creating Our Tomorrow Plan future land use designation for 2705 East Euclid Avenue or the proposed rezoning of the Property to RX1 Mixed Use District, are hereby overruled, and the hearing is closed.
2. The proposed amendment to the PlanDSM: Creating Our Tomorrow Plan for the property locally known as 2705 East Euclid Avenue to Community Mixed Use is hereby APPROVED.
3. The proposed rezoning of the Property, as legally described above, to RX1 Mixed Use District, is hereby found to be in conformance with the PlanDSM: Creating Our Tomorrow Land Use Plan and is APPROVED, subject to final passage of an ordinance rezoning the Property as set forth herein.

MOVED BY Westergaard TO ADOPT.

FORM APPROVED:

Judy K. Parks-Kruse
Judy K. Parks-Kruse, Assistant City Attorney

(21-2020-4.04)
(ZON2020-00017)

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.

MOTION CARRIED APPROVED
J. M. Franklin Cownie
Mayor

P. Kay Cmelik
City Clerk