



Roll Call Number

20-0749

Agenda Item Number

21

Date May 4, 2020

**RESOLUTION SETTING HEARING ON REQUEST FROM SKYLINE TRUCKING, INC.
TO REZONE PROPERTY LOCATED AT 3220 DIXON STREET**

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

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on April 16, 2020, its members voted 12-0 in support of a motion to recommend **APPROVAL** of a request from Skyline Trucking, Inc. (owner), represented by Ronald Fadness (officer), to rezone the real property locally known as 3220 Dixon Street ("Property") from I1 Industrial District to I2 Industrial District, to allow for future consideration by the Zoning Board of Adjustment of a conditional use for a Fabrication and Production, Intensive use for a 12,000-gallon above-ground petroleum tank for truck fueling to replace the use of mobile tanks; and

WHEREAS, the Property is legally described as follows:

PARCEL H, OF THE SOUTHWEST ¼ OF THE NORTHWEST ¼ OF SECTION 27, TOWNSHIP 79 NORTH, RANGE 24 WEST OF THE 5TH P.M., DES MOINES, POLK COUNTY, IOWA AS RECORDED IN BOOK 11845, PAGE 280 AND CORRECTED BY AFFIDAVIT RECORDED IN BOOK 13334, PAGE 87 OF THE POLK COUNTY RECORDERS OFFICE. SAID TRACT OF LAND CONTAINS 2.50 ACRES MORE OR LESS.

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, and at which time the City Council will hear both those who oppose and those who favor the proposal, shall be held at 5:00 p.m. on May 18, 2020, by electronic means in accordance with the Governor's and Mayor's Proclamations.
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. The City Clerk is instructed to provide this notice including information about participation in the electronic meeting as indicated above.

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MOVED BY Gatto TO ADOPT.

FORM APPROVED:

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

(ZON2020-00029)

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

MOTION CARRIED APPROVED

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.

P. Kay Cmelik

City Clerk

J. M. Frankhu Cownie
Mayor