

Date May 18, 2020

**RESOLUTION HOLDING HEARING ON REQUEST FROM SAVANNAH HOMES, INC.  
TO REZONE PROPERTY LOCATED AT 3323, 3335 AND 3341 EAST 24<sup>TH</sup> STREET**

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

**WHEREAS**, on May 4, 2020, by Roll Call No. 20-0750, the City Council received a communication from the City Plan and Zoning Commission advising 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 Savannah Homes, Inc. (owner), represented by Ted Grob (officer), to rezone the real property locally known as 3323, 3335, and 3341 East 24th Street ("Property") from P2 Public, Civic and Institutional District to N3a Neighborhood District, to allow for development of one House Type B single-household residential dwelling in addition to two previously approved single-household residential dwellings; and

**WHEREAS**, on May 4, 2020, by Roll Call No. 20-0750, it was duly resolved by the City Council that the request to rezone the Property be set down for hearing on May 18, 2020 at 5:00 P.M., in accordance with the Governor's and Mayor's Proclamations and the current prohibition on gatherings of ten or more persons during the COVID19 outbreak; 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 rezoning; and

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

**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 3323, 3335 and 3341 East 24th Street, legally described as:

ALL OF PARCEL "2019-25" OF PLAT OF SURVEY RECORDED IN BOOK 17271 PAGE 679, BEING PART OF LOT 1, ALL IN WILLOUGHBY ACRES, AN OFFICIAL PLAT, NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA; AND

ALL OF PARCELS "2019-87" AND "2019-88" OF PLAT OF SURVEY RECORDED IN BOOK 17348 PAGE 254, BEING PART OF LOT 1, ALL IN WILLOUGHBY ACRES, AN OFFICIAL PLAT, NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA.

from P2 Public, Civic and Institutional District to N3a Neighborhood District, to allow for development of one House Type B single-household residential dwelling in addition to two previously approved single-household residential dwellings.

**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

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20-0854

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of counsel, any objections to the proposed rezoning of the Property to N3a Neighborhood District are hereby overruled, and the hearing is closed.

2. The proposed rezoning of the Property, as legally described above, to N3a Neighborhood 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:

/s/ Glenna K. Frank

Glenna K. Frank, Assistant City Attorney

(ZON2020-00035)

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

MOTION CARRIED

APPROVED

Glenna K. Frank Mayor

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