



Roll Call Number

201323

Agenda Item Number

21

Date August 17, 2020

RESOLUTION SETTING HEARING ON CITY-INITIATED REQUEST TO AMEND PLANDSM FUTURE LAND USE DESIGNATION AND TO REZONE PROPERTY LOCATED IN THE VICINITY OF 4101 AND 4104 AMHERST STREET, 4102 NORTH UNION STREET, AND ADJOINING LOTS AND ALLEY RIGHT-OF-WAY

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on August 6, 2020, its members voted 13-0 in support of a motion to recommend APPROVAL of a City-initiated request to amend the PlanDSM: Creating Our Tomorrow future land use designation for real property locally known as 4101 Amherst Street, 4104 Amherst Street, 4102 North Union Street, Polk County Assessor Parcel No. 070/02624-001-000, and the vacated alleys immediately adjoining 4101 Amherst Street and 4104 Amherst Street, from Low Density Residential to Public/Semi-Public; and

WHEREAS, the City Plan and Zoning Commission has further advised that at a public hearing held on August 6, 2020, its members voted 13-0 in support of a motion to recommend APPROVAL of a City-initiated request to rezone real property locally known as 4104 Amherst Street, 4102 North Union Street, Polk County Assessor Parcel No. 070/02624-001-000, and the vacated alleys immediately adjoining 4101 Amherst Street and 4104 Amherst Street ("Rezoning Property") from N3a Neighborhood District to P2 Public, Civic and Institutional District to allow existing surface parking to be reconstructed with underground stormwater detention as part of the City's regional Hamilton Drain project; and

WHEREAS, the Rezoning Property is legally described as follows:

LOT 12 IN BLOCK 1 OF THE OFFICIAL PLAT OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER (EXCEPT THE EAST 830.4 FEET OF THE SOUTH HALF (1/2) THEREOF) OF SECTION 23, TOWNSHIP 79 NORTH, RANGE 24 WEST OF THE 5TH P.M., AND

ALL OF THE VACATED NORTH/SOUTH ALLEY RIGHT OF WAY LYING EAST OF AND ADJOINING LOTS 13 AND 14 IN SAID BLOCK 1, AND

LOTS 10, 11 AND 12 IN BLOCK 2 OF SAID OFFICIAL PLAT OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER (EXCEPT THE EAST 830.4 FEET OF THE SOUTH HALF (1/2) THEREOF) OF SECTION 23, TOWNSHIP 79 NORTH, RANGE 24 WEST OF THE 5TH P.M., AND

ALL OF THE VACATED NORTH/SOUTH ALLEY RIGHT OF WAY LYING WEST OF AND ADJOINING LOTS 10, 11 AND 12 IN SAID BLOCK 2, AND

LOTS 18 AND 19 OF MADISON GARDENS, AN OFFICIAL PLAT, ALL NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA.

★ Roll Call Number

20-1323

Agenda Item Number

21

Date August 17, 2020

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 amendment to the comprehensive plan future land use designation and proposed rezoning are to be considered, and at which time the City Council will hear both those who oppose and those who favor the proposals, shall be held at 5:00 p.m. on September 14, 2020, by electronic means to encourage and maintain social distancing to curb the spread of COVID19 in the community, without public access to the meeting location.
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.

MOVED BY Gatto TO ADOPT.

FORM APPROVED:

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

(21-2020-4.14)
(ZON2020-00083)

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

MOTION CARRIED APPROVED

Franklin Cownie
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