



Roll Call Number

21-0861

Agenda Item Number

31

Date June 14, 2021

RESOLUTION SETTING HEARING ON REQUEST FROM LEGACY PARK, LLC TO REZONE PROPERTY LOCATED AT 1315-1325 9TH STREET AND 1322-1332 8TH STREET

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on June 3, 2021, its members voted 10-0 in support of a motion to recommend APPROVAL of a request from Legacy Park, LLC (owner), represented by Russ Frazier (officer), to rezone the real property locally known as 1315-1325 9th Street and 1322-1332 8th Street (collectively "Property") from N5 Neighborhood District to N5-2 Neighborhood District, to allow use of the Property for two-household residential structures including rebuilding following destruction due to fire; and

WHEREAS, the Property is legally described as follows:

LOTS 15, 16, 17, 29, 30, 31, 32 AND THE SOUTH 25 FEET OF LOT 18 NORTH PARK, AN OFFICIAL PLAT, 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 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 City Hall, 400 Robert D. Ray Drive, Des Moines, Iowa, at 5:00 p.m. on June 28, 2021, at which time the City Council will hear both those who oppose and those who favor the proposals.
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:

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

(ZON2021-00062)

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

Handwritten signature of T. M. Franklin Cownie, Mayor

Handwritten signature of P. Kay Cmelik, City Clerk