



Roll Call Number

21-1842

Agenda Item Number

51

Date December 6, 2021

RESOLUTION DISMISSING HEARING ON REQUEST FROM JOPPA TO AMEND PLANDSM FUTURE LAND USE CLASSIFICATION AND TO REZONE PROPERTY GENERALLY LOCATED AT 1661 COUNTY LINE ROAD

WHEREAS, on August 9, 2021, by Roll Call No. 21-1213, the City Council received a communication from the Plan and Zoning Commission advising that at a public hearing held on July 15, 2021, its members voted 12-0-1 in support of a motion to recommend APPROVAL of a request from JOPPA (Contract Purchaser), represented by Joe Stevens, (Officer) to amend the PlanDSM: Creating Our Tomorrow comprehensive plan future land use classification for real property generally located at 1661 County Line Road ("Property") from Business Park to Neighborhood Mixed Use and Medium Density Residential, and to rezone the Property from 'EX' Mixed Use District to 'RX1' Mixed Use District and 'NX-2' Neighborhood Mix District to allow redevelopment of the property as a JOPPA village for 50 units of Household Living use and Professional Office use as a transitional housing community. The property is owned by the Des Moines Metro Wastewater Reclamation Authority;

WHEREAS, on August 9, 2021, by Roll Call No. 21-1213, it was duly resolved by the City Council that the request to amend PlanDSM and to rezone the Property be set down for hearing on August 23, 2021 at 5:00 P.M., in the Council Chambers; 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 PlanDSM and proposed rezoning; and

WHEREAS, on August 23, 2021, by Roll Call No. 21-1374, the City Council opened and continued said hearing to 5:00 p.m. on October 4, 2021, at the Council Chambers, upon the request of the applicant's representative for additional time for outreach; and

WHEREAS, on October 4, 2021, by Roll Call No. 21-1506, the City Council opened and again continued said hearing to 5:00 p.m. on December 6, 2021, at the Council Chambers, upon the request of the applicant's representative for additional time for outreach; and

WHEREAS, thereafter JOPPA submitted a request to withdraw its application for the proposed rezoning of the Property.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Des Moines, Iowa, that the public hearing on the proposed amendment of PlanDSM: Creating Our Tomorrow comprehensive plan future land use classification for real property generally located at 1661 County Line Road from Business Park to Neighborhood Mixed Use and Medium Density Residential, and to rezone the Property from 'EX' Mixed Use District to 'RX1' Mixed Use District and 'NX-2' Neighborhood Mix District to allow redevelopment of the property as a transitional housing community, is hereby dismissed, and the matter is withdrawn from City Council consideration.



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MOVED BY Mandelbaum TO ADOPT.

FORM APPROVED: Judy K. Parks-Kruse

Judy K. Parks-Kruse
Assistant City Attorney

(ZONG-000001)
(ZONG-2021-000002)

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

MOTION CARRIED APPROVED

J. M. Frankha Cowrie

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