



Roll Call Number

22-0533

Agenda Item Number

24

Date April 4, 2022

RESOLUTION SCHEDULING HEARING ON PROPOSED AMENDMENT TO ZONING ORDINANCE, DES MOINES MUNICIPAL CODE SECTION 134-3.9.2, RELATING TO ACCESSORY HOUSING UNITS (AHUs) AND PERMITTED ZONING DISTRICTS AND REGULATIONS

WHEREAS, on April 25, 2016, by Roll Call No. 16-0717, the City Council adopted the PlanDSM: Creating Our Tomorrow Plan as the comprehensive plan for the City of Des Moines; and

WHEREAS, on October 16, 2019, by Roll Call No. 19-1683, the City Council approved Ordinance No. 15,816 adopting the Zoning Ordinance, which repealed and replaced previous Chapter 134 of the Des Moines Municipal Code and Article 5 of which repealed and replaced the City's Wireless Telecommunications Facility Policy adopted on April 8, 2019 by Roll Call No. 19-0580, and certain ordinances amending the City's Zoning Ordinance have been approved by City Council thereafter; and

WHEREAS, the Neighborhood Services Department and Development Services Department and staff have prepared a further amendment to Section 134-3.9.2 of the Zoning Ordinance, which amendment identifies and expands permitted zoning districts that allow Accessory Household Units (AHUs) by right and conditionally; and

WHEREAS, on March 17, 2022, the City Plan and Zoning Commission voted 10-0 to find the proposed amendment in conformance with PlanDSM: Creating Our Tomorrow comprehensive plan and to **APPROVE** the proposed amendment to Section 134-3.9.2 of the Zoning Ordinance; and

WHEREAS, the proposed amendment to the Zoning Ordinance is on file and available to the public for viewing in the office of the City Clerk.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Des Moines, Iowa, as follows:

1. The attached communication from the Plan and Zoning Commission is hereby received and filed.
2. The City Council shall consider the proposed amendment to Section 134-3.9.2 of the Zoning Ordinance at a public hearing to be held at 5:00 p.m. on April 18, 2022, in the Council Chambers, City Hall, 400 Robert D. Ray Drive, Des Moines, Iowa, at which time the City Council will hear both those who oppose and those who favor the proposed amendment.
3. The City Clerk is hereby authorized and directed to publish notice of said hearing in the form hereto attached, in accordance with §362.3 of the Iowa Code.



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MOVED by Gatto to adopt.

SECOND by Boesen.

FORM APPROVED:

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

(ZONG2022-000018)

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

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.

J. M. Franklin Cownie Mayor

P. Kay Cmelik City Clerk