



Roll Call Number

24-0283

Agenda Item Number

47

Date February 19, 2024

RESOLUTION DISMISSING HEARING ON REQUEST FROM CLAYTON ENTERPRISES (OWNER), REPRESENTED BY GEORGE MICHAEL CLAYTON (OFFICER), FOR PROPERTY LOCATED AT 1726 OAKLAND AVENUE, TO AMEND THE PLANDSM: CREATING OUR TOMORROW COMPREHENSIVE PLAN

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on January 18, 2024 its members voted 11-1 in support of a motion to recommend **DENIAL** of a request from Clayton Enterprises (owner), represented by George Michael Clayton (officer), to amend the PlanDSM: Creating Our Tomorrow future land use designation from Low-Medium Density Residential to High Density Residential, to allow three (3) additional dwelling units within the existing 6-unit building; and

WHEREAS, the Property is legally described as follows:

THE SOUTH 60 FEET OF LOT 41 IN OAKLAND, NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA.; and

WHEREAS, on February 5, 2024, by Roll Call No. 24-0184, it was duly resolved by the City Council that the request for approval of the proposed amendment be set down for hearing on February 19, 2024, at 5:00 p.m., at the City 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 proposal; and

WHEREAS, thereafter Clayton Enterprises requested to withdraw its application for the proposed PlanDSM: Creating Our Tomorrow future land use designation amendment.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Des Moines, Iowa, that the public hearing on the proposed PlanDSM: Creating Our Tomorrow future land use designation amendment of 1726 Oakland Avenue from Low-Medium Density Residential to High Density Residential is hereby dismissed, and the matter of the proposed amendment is withdrawn from City Council consideration.



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MOVED BY Coleman TO ADOPT. SECOND BY Gatto

FORM APPROVED:

/s/ Chas M. Cahill

Chas M. Cahill

Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
BOESEN	✓			
COLEMAN	✓			
GATTO	✓			
MANDELBAUM	✓			
VOSS	✓			
WESTERGAARD	✓			
TOTAL	6			

MOTION CARRIED

APPROVED

Connie Boesen Mayor

CERTIFICATE

I, LAURA BAUMGARTNER, 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.

Laura Baumgartner City Clerk