



Roll Call Number

..... 24-1106

Agenda Item Number

..... 42

Date August 5, 2024

COMMENCING AT THE SW CORNER OF SAID LOT 6; THENCE N00°03'23"E, 30.37 FEET ON THE WEST LINE OF SAID LOT 6, TO THE POINT OF BEGINNING; THENCE CONTINUING N 00°03'23"E, 15.96 FEET ON SAID WEST LINE TO THE NW CORNER OF SAID LOT 6; THENCE N 89°54'49"E, 129.00 FEET ON THE NORTH LINE OF SAID LOT 6 TO THE EXISTING WESTERLY RIGHT OF WAY LINE OF 31ST STREET; THENCE S 00°03'23"W 2. 75 FEET ON SAID EXISTING WESTERLY RIGHT OF WAY LINE; THENCE S 08°10'05"W, 30.88 FEET; THENCE S 84°12'43"W, 75.02 FEET; THENCE N 23°15'43"W, 28.88 FEET; THENCE S 87°19'57"W, 38.63 FEET TO THE POINT OF BEGINNING.; and

WHEREAS, on July 15, 2024, by Roll Call No. 24-0960, it was duly resolved by the City Council that the request for approval of the proposed amendment and rezoning be set down for hearing on August 5, 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 proposals; and

WHEREAS, in accordance with said notice, those interested in said proposals, both for and against, have been given opportunity to be heard with respect thereto and have presented their views to the City Council.

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

1. Upon due consideration of the facts, and any and all statements of interested persons and arguments of counsel, any objections to the proposed amendment and rezoning are hereby overruled, and the hearing is closed.
2. The proposed amendment to PlanDSM: Creating Our Tomorrow Plan to revise the future land use classification for the Property from Low Density Residential to Low-Medium Density Residential is hereby approved.
3. The proposed rezoning of the Property, as legally described above, from "N5" Neighborhood District to "NX1" Neighborhood Mix District, to allow the construction of a residential Row Building, is hereby approved, subject to final passage of an ordinance rezoning the Property as set forth herein.



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MOVED BY Mandelbaum TO ADOPT. SECOND BY Simonson.

FORM APPROVED:

/s/ Chas M. Cahill

Chas M. Cahill
Assistant City Attorney

(ZONG-2024-000017) (COMP-2024-000014)

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
BOESEN	✓			
SIMONSON	✓			
VOSS	✓			
COLEMAN	✓			
WESTERGAARD	✓			
MANDELBAUM	✓			
GATTO				✓
TOTAL	6			1

MOTION CARRIED

APPROVED

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.

Connie Boesen Mayor

Laura Baumgartner City Clerk