



Roll Call Number

.....24-1567.....

Agenda Item Number

.....19.....

DateNovember 18, 2024.....

RESOLUTION SETTING PUBLIC HEARING REGARDING REQUEST FROM MICHAEL RENOVATIONS, LC (OWNER), REPRESENTED BY MICHAEL GRUNDBERG (OFFICER), FOR THE FOLLOWING REGARDING PROPERTY LOCATED IN THE VICINITY OF 629 49TH STREET, TO AMEND PLANDSM CREATING OUR TOMORROW PLAN TO REVISE THE FUTURE LAND USE CLASSIFICATION FROM LOW DENSITY RESIDENTIAL TO HIGH DENSITY RESIDENTIAL, AND TO REZONE THE PROPERTY FROM “N5-4” NEIGHBORHOOD DISTRICT TO LIMITED “NX2” NEIGHBORHOOD MIX DISTRICT

WHEREAS, the City Plan and Zoning Commission has a public hearing scheduled for November 21, 2024 and notice of the hearing has been provided to the necessary parties pursuant to Municipal Code Section 134-6.3.6, where its members shall vote and make a subsequent recommendation to the City Council on a request from Michael Renovations, LC (Owner), represented by Michael Grundberg (Officer), for the proposed rezoning from “N5-4” Neighborhood District to Limited “NX2” Neighborhood Mix District, for the proposed rezoning from “N5-4” Neighborhood District to Limited “NX2” Neighborhood Mix District not be found in conformance with the PlanDSM: Creating Our Tomorrow Plan Land Use Plan designation of Low Density Residential; and

WHEREAS, the City Plan and Zoning Commission has a public hearing scheduled for November 21, 2024 and notice of the hearing has been provided to the necessary parties pursuant to Municipal Code Section 134-6.3.6, where its members shall vote and make a subsequent recommendation to the City Council on a request from Michael Renovations, LC (Owner), represented by Michael Grundberg (Officer), to amend the PlanDSM: Creating Our Tomorrow Plan Land Use Plan designation for the subject property from Low Density Residential to High Density Residential; and

WHEREAS, City Plan and Zoning Commission has a public hearing scheduled for November 21, 2024 and notice of the hearing has been provided to the necessary parties pursuant to Municipal Code Section 134-6.3.6, where its members shall vote and make a subsequent recommendation to the City Council on a request from Michael Renovations, LC (Owner), represented by Michael Grundberg (Officer), to rezone the Property from “N5-4” Neighborhood District to Limited “NX2” Neighborhood Mix District, to allow the reconstruction of an existing covered parking structure and retaining wall, subject to conditions that are subsequently recommended by the Plan and Zoning Commission.

WHEREAS, the Property is legally described as follows:

LOTS 131, 132, 133 AND 134 IN POLK PLACE, AN OFFICIAL PLAT, NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, IOWA, SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD.



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

- 1. Following its November 21, 2024 meeting, the Plan and Zoning Commission shall provide communication including its recommendation and any recommended conditions on the proposed amendments and proposed rezoning to the City Council.
2. That the meeting of the City Council at which the proposed amendments to PlanDSM Creating Our Tomorrow comprehensive Plan and proposed rezoning are to be considered, and at which time the City Council will hear both those who oppose and those who favor the proposals, shall be held at City Hall, 400 Robert D. Ray Drive, Des Moines, Iowa, at 5:00 p.m. on December 9, 2024, 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 proposals 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

SECOND BY Voss

FORM APPROVED:

/s/ Chas M. Cahill

Chas M. Cahill

Assistant City Attorney

(ZONG-2024-000040) (COMP-2024-000025)

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include BOESEN, SIMONSON, VOSS, COLEMAN, WESTERGAARD, MANDELBAUM, GATTO, and TOTAL (7 yeas).

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.

Mayor signature

Laura Baumgartner City Clerk signature