\bigstar	Roll Call Number
	25-0150

Agenda Item Number
51

Date	January	27,	2025	

RESOLUTION HOLDING PUBLIC HEARING ON REQUEST FROM FAITHFUL MOMENTS, LLC (OWNER), REPRESENTED BY ADAM SIEREN (OFFICER) TO AMEND PLANDSM TO REVISE THE FUTURE LAND USE DESIGNATION AND TO REZONE THE PROPERTY LOCATED AT 5702 GRAND AVENUE

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on December 19, 2024, its members voted 8-5 in support of a motion to recommend **DENIAL** of a request from Faithful Moments, LLC (Owner), represented by Adam Sieren (Officer), for the proposed rezoning from "N3c" Neighborhood District to "NX2" Neighborhood Mix District be found not 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 advised that at a public hearing held on December 19, 2024, its members voted 8-5 in support of a motion to recommend **DENIAL** of a request from from Faithful Moments, LLC (Owner), represented by Adam Sieren (Officer), for the PlanDSM: Creating Our Tomorrow Plan Land Use Plan designation for the subject property from Low Density Residential to Low-Medium Density Residential; and

WHEREAS, the City Plan and Zoning Commission has further advised that at a public hearing held on December 19, 2024, its members voted 8-5 in support of a motion to recommend **DENIAL** of a request from Faithful Moments, LLC (Owner), represented by Adam Sieren (Officer), to rezone the Property from "N3c" Neighborhood District to "NX2" Neighborhood Mix District, to allow the redevelopment of the property for rowhome buildings; and

WHEREAS, the Property is legally described as follows:

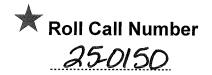
LOT FIFTEEN (15) IN DIXON PLACE, AN OFFICIAL PLAT, NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA.; and

WHEREAS, on January 13, 2025, by Roll Call No. 25-0034, 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 January 27, 2025, 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:



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1. Upon due consideration of the facts, and any and all statements of interested persons and arguments of counsel, any objections to the proposed rezoning are hereby overruled, and the hearing is closed.

Alternative A			
MOVED byto DENY the proposed rezoning.			
Second by			
Alternative B			
MOVED by			
FORM APPROVED:			

<u>/s/ Chas M. Cahill</u>
Chas M. Cahill
Assistant City Attorney

(ZONG-2024-000037) (COMP-2024-000023)

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
BOESEN	V			
SIMONSON	L			
VOSS				
COLEMAN	~			
WESTERGAARD	V			
MANDELBAUM	4			
GATTO				
TOTAL	7			
IOTION CARRIED APPROVED				PPROVED

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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.

Counie Bosson Mayor

Laura Boungartra

City Clerk