

★ Roll Call Number

08-1100

Agenda Item Number

11

Date June 23, 2008

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on May 15, 2008, its members voted 13-0 in support of a motion to recommend **APPROVAL** of a request from Des Moines Medical Center, Inc. (owner) represented by Ronald Muecke (officer) to rezone property located at 1057 5th Avenue from "C-0" Commercial Residential District to Limited "C-1" Neighborhood Retail Commercial District, to allow for redevelopment of the property with medical offices having a commercial architectural character, subject to the owner of the property agreeing to the following conditions:

1. The property may only be used for the following:
 - a) Any use as permitted in the "C-0" Commercial-Residential District; or
 - b) Medical clinics, medical offices, or other ancillary uses that are customary to the support of a regional hospital medical center
2. Architectural character for any building constructed shall be compatible with the surrounding institutional buildings as determined by the Planning Director.

The subject property is more specifically described as follows:

Lot 4, Blk D, River Hills Plat 1, an Official Plat, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

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

1. That the meeting of the City Council at which the proposed rezoning is to be considered shall be held in the Council Chambers, City Hall, Des Moines, Iowa at 5:00 p.m. on July 14, 2008, at which time the City Council will hear both those who oppose and those who favor the proposal.
2. That the City Clerk is hereby authorized and directed to cause notice of said proposal 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 Vlassis to adopt.

FORM APPROVED:

Michael F. Kelley
 Michael F. Kelley
 Assistant City Attorney

(ZON2008-00075)

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
HENSLEY	✓			
KIERNAN	✓			
MAHAFFEY	✓			
MEYER	✓			
VLASSIS	✓			
TOTAL	7			

CERTIFICATE

I, DIANE RAUH, 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.

Y. M. Franklin
 Mayor

Diane Rauh City Clerk