



Roll Call Number

08-1114

Agenda Item Number

25

June 23, 2008

Date

WHEREAS, on May 5, 2008, by Roll Call No. 08-819, the City Council denied an application from A&W Rentals LC, to rezone the property located at 2401 Easton Boulevard, from the "C-1" Neighborhood Retail Commercial District to an "M-1" Light Industrial District to allow use of the property to include an outdoor storage yard; and,

WHEREAS, by Roll Call No. 08-819, the City Council encouraged Mr. Sale to seek a use variance from the Zoning Board of Adjustment; and,

WHEREAS, on May 28, 2008, the Zoning Board of Adjustment voted 5-0 to approve an application from A&W Rentals, LC for a use variance to allow the use of the property at 2401 Easton Boulevard to include an outdoor storage yard; and,

WHEREAS, Iowa Code §414.7 and Section 134-65(d) of the Zoning Ordinance require that any use variance granted by the Board be forwarded to the City Council for its review, and the City Council may remand the use variance back to the Zoning Board of Adjustment for further study if the Council believes the use variance was improperly granted.

MOVED by Vlassis to receive and file.

FORM APPROVED:

*[Signature]*

Michael F. Kelley  
Assistant City Attorney

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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.

Diane Rauh City Clerk

MOTION CARRIED

APPROVED

*[Signature]*

Mayor