

Date April 21, 2014

RESOLUTION SETTING HEARING ON REQUEST FROM ARIK PETERSON
(OWNER) D/B/A AS A DAD, LLC FOR AN AMENDMENT TO THE
SAWYERS LANDING PUD CONCEPTUAL PLAN ON PROPERTY AT 4820
SAWYERS DRIVE, TO ALLOW ACCESSORY USE OF THE SINGLE-
FAMILY DWELLING PROPERTY FOR A HOME OCCUPATION BUSINESS
CONSISTING OF BICYCLE RENTAL

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on April 3, 2014, its members voted 10-0 in support of a motion to recommend **APPROVAL** of a request from Arik Peterson (owner) d/b/a As a Dad, LLC, for an amendment to the Sawyers Landing PUD Conceptual Plan on property at 4820 Sawyers Drive, to allow accessory use of the single-family dwelling property for a home occupation business consisting of bicycle rental subject to the owner agreeing to the following conditions:

1. No more than four (4) bicycles shall be leased from the premises.
2. Any home occupation shall uphold the intent and spirit of the standards in Section 134-1326(10) of the Zoning Ordinance and applicable to home occupations in other zoning districts.
3. Hours of operation of the bicycle rental business shall occur only between the hours of 7:00 am and 9:00 pm on Fridays, Saturdays, Sundays and recognized holidays.
4. Any business shall only be in effect for so long as the premises are owned and occupied by the applicant.
5. Should the business be determined to be operating detrimentally to the surrounding neighborhood area, the Zoning Enforcement Officer may initiate the process to repeal the amendment.

WHEREAS, the subject property is more specifically described as follows:

Lot 93, Sawyer's Landing Plat 1, an Official Plat, 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 May 5, 2014, 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

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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 Gray to adopt.

FORM APPROVED:

Roger K Brown
Roger K. Brown
Assistant City Attorney

(ZON2014-00022)

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GATTO	✓			
GRAY	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MOORE	✓			
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.

T. M. Franklin Council Mayor

Diane Rauh City Clerk