★ **Roll Call Number**
19-0127

Agenda Item Number
19 ✓

Date January 28 2019

RESOLUTION SETTING HEARING ON REQUEST FROM AGAPE PREGNANCY CENTER TO REZONE PROPERTY LOCATED AT 2008 AND 2222 BENNETT AVENUE

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on January 17, 2019, its members voted 8-0 in support of a motion to recommend **APPROVAL** of a request from Agape Pregnancy Center (owner), represented by Stephen Siemens (officer), to rezone property in located at 2008 and 2222 Bennett Avenue ("Property") from "R1-60" One-Family Low-Density Residential District to "C-0" Commercial-Residential District, to allow conversion of an existing supervised group residence to medical and professional counseling offices; and

WHEREAS, the Property is legally described as follows:

LOTS 5, 6, 7 AND 8, HAWKEYE LAND COMPANY'S ADDITION 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 attached communication from the Plan and Zoning Commission is hereby received and filed.
2. That the meeting of the City Council at which the proposed rezoning is to be considered shall be held at the Council Chambers, City Hall, 400 Robert D. Ray Drive, Des Moines, Iowa, at 5:00 p.m. on February 11, 2019, at which time the City Council will hear both those who oppose and those who favor the proposal.
3. 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.

FORM APPROVED:
Glenna K. Frank
Glenna K. Frank, Assistant City Attorney

MOVED BY Gatto TO ADOPT.

(ZON2018-00253)

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
BOESEN	✓			
COLEMAN	✓			
GATTO	✓			
GRAY	✓			
MANDELBAUM	✓			
WESTERGAARD	✓			
TOTAL	7			

MOTION CARRIED APPROVED:

J. Franklin Cownie Mayor

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