



Roll Call Number

20-1442

Agenda Item Number

34

Date September 14, 2020

RESOLUTION SETTING HEARING ON REQUEST FROM LIL BROTHER CONSTRUCTION, LLC (PURCHASER) TO AMEND PLANDSM FUTURE LAND USE DESIGNATION AND TO REZONE PROPERTY LOCATED AT 2025 EAST GRAND AVENUE

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on August 20, 2020, its members voted 12-0 in support of a motion to recommend APPROVAL of a request from Lil Brother Construction, LLC (Purchaser), represented by Jean Jones (officer), to amend the PlanDSM: Creating Our Tomorrow future land use designation for real property locally known as 2025 East Grand Avenue ("Property") from Low Density Residential to Industrial to allow rezoning to I1 Industrial to allow reuse and expansion of the existing building and site for "Office, Business and Industrial Service, Light" use for a construction and home repair contractor business. The subject property is owned by Cypress Properties, LLC; and

WHEREAS, the City Plan and Zoning Commission has further advised that at a public hearing held on August 20, 2020, its members voted 13-0 in support of a motion to recommend APPROVAL of a request from Lil Brother Construction, LLC (Purchaser), represented by Jean Jones (officer), to rezone the Property from "RX1" Mixed Use District to "I1" Industrial District for the above-stated purpose; and

WHEREAS, the Property is legally described as follows:

LOTS 6 THROUGH 10 IN BLOCK 23 OF SUNNYSIDE 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 amendment to the comprehensive plan future land use designation and proposed zoning are to be considered, and at which time the City Council will hear both those who oppose and those who favor the proposals, shall be held at 5:00 p.m. on October 5, 2020, by electronic means to encourage and maintain social distancing to curb the spread of COVID19 in the community, without public access to the meeting location.
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. The City Clerk is instructed to provide this notice including information about participation in the electronic meeting as indicated above.

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MOVED BY Gatto TO ADOPT.

FORM APPROVED:

Judy K. Parks-Kruse  
 Judy K. Parks-Kruse  
 Assistant City Attorney

(21-2020-4.17)  
 (ZON2020-00088)

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
BOESEN	✓			
GATTO	✓			
GRAY	✓			
MANDELBAUM	✓			
VOSS	✓			
WESTERGAARD	✓			
TOTAL	7			
MOTION CARRIED	APPROVED			

J. M. Franklin Cownie  
 Mayor

**CERTIFICATE**

I, P. Kay Cmelik, 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.

P. Kay Cmelik  
 City Clerk