

★ Roll Call Number

21-0855

Agenda Item Number

24

Date June 14, 2021

**RESOLUTION SETTING HEARING ON REQUEST FROM TERRACE HILL I, LLC,
TO REZONE PROPERTY LOCATED AT 2525 GRAND AVENUE**

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on May 20, 2021, its members voted 11-0 support of a motion to recommend **APPROVAL** of a request from Terrace Hill I, LLC, (Owner), represented by Doug Saltgaver (officer), to rezone the real property locally known as 2525 Grand Avenue ("Property"), from 'RX2' Mixed Use District to Limited 'MX3' Mixed Use District, to allow the existing building to be considered for a Conditional Use approval by the Zoning Board of Adjustment for a Bar associated with reuse of the property for a Hotel, subject to the conditions as follows:

1. That Permitted and Conditional Uses shall be limited as follows:
 - a. Any use as permitted and limited in the 'RX2' District, or
 - b. A Bar use associated with a Hotel use; and

WHEREAS, the Property is legally described as follows:

LOTS 8 AND 10 IN J. BAMPF PLACE, AN OFFICIAL PLAT, NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA, EXCEPT THE SOUTH 32.5 FEET OF THE EASTERMOST 120.3 FEET MEASURED ON THE SOUTH LINE THEREOF, OF LOT 8 IN J. BAMPF PLACE.

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, and at which time the City Council will hear both those who oppose and those who favor the proposal, shall be held at 5:00 p.m. on June 28, 2021, 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.

MOVED BY Gatto TO ADOPT.

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210856

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FORM APPROVED:

Judy K. Parks-Kruse

Judy K. Parks-Kruse
Assistant City Attorney

(ZON2021-00048)

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