

Date June 14, 2021

RESOLUTION SETTING HEARING ON REQUEST FROM GREG LORANG AND ELISSA CIRIGNOTTA TO AMEND PLANDSM FUTURE LAND USE DESIGNATION AND TO REZONE PROPERTY LOCATED AT 1235 43RD STREET

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on May 20, 2021, its members voted 11-0 in support of a motion to recommend **APPROVAL** of a request from Greg Lorang and Elissa Cirignotta (Owners), to amend the PlanDSM: Creating Our Tomorrow future land use designation for real property locally known as 1235 43rd Street ("Property") from Low Density Residential within a Community Node to Low-Medium Density Residential within a Community Node to allow rezoning to 'N5-2' Neighborhood District to allow the use of the property for an Accessory Household Unit dwelling, subject to the condition that the site plan must come back to the Commission for review and approval; and

WHEREAS, the City Plan and Zoning Commission has further advised that at a public hearing held on May 20, 2021, its members voted 10-1 in support of a motion to recommend **APPROVAL** of a request from Greg Lorang and Elissa Cirignotta (Owners) to rezone the Property from 'N5' Neighborhood District to Limited 'N5-2' Neighborhood District for the above-stated purpose; and

WHEREAS, the Property is legally described as follows:

LOT 67 IN ERNHURST, AN OFFICIAL PLAT, NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY.

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 rezoning 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 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.



Roll Call Number

21-0858

Agenda Item Number

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Date June 14, 2021

MOVED BY Gatto TO ADOPT.

FORM APPROVED: Judy K Parks-Kruse
Judy K. Parks-Kruse
Assistant City Attorney

(21-2021-4.15)
(ZON2021-00049)

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

MOTION CARRIED APPROVED

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.

J. M. Franklin Cownie Mayor

P. Kay Cmelik City Clerk