

**SUMMARY REPORT TO CITY MANAGER
for City Council Meeting of 9-17-07**

SUBJECT: Zoning Petition No. 544 – property at 2009, 2021, 2025, 2105, 2111, 2113 Jefferson Avenue.

PETITIONER: Greater Midland Community Center.

PLANNING COMMISSION PUBLIC HEARING: July 24, 2007.

PLANNING COMMISSION ACTION: Recommendation of approval.

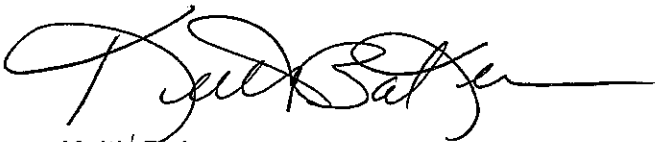
SUMMARY: ACTION WILL AMEND THE ZONING MAP BY REZONING PROPERTY AT 2009, 2021, 2025, 2105, 2111, 2113 JEFFERSON AVENUE FROM RA-4 TO COMMUNITY.

ITEMS ATTACHED AND PREVIOUSLY TRANSMITTED:

1. Letter to City Council setting forth Planning Commission action.
2. Resolution for City Council Action.
3. Staff Report to Planning Commission dated July 17, 2007. (See packet from August 28, 2007.)
4. Memo to Planning Commission dated August 6, 2007. (See packet from August 28, 2007.)
5. Planning Commission minutes of August 14, 2007. (See packet from August 28, 2007.)
6. Map showing location of property.

CITY COUNCIL ACTION:

1. Public hearing is required. Date: September 17, 2007.
2. 3/5 vote required to approve rezoning.



Keith Baker
Director of Planning

KB/djm

9-12-07



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September 12, 2007

Honorable Mayor and City Council
City Hall - 333 West Ellsworth Street
Midland, Michigan

Dear Councilmen:

At its meeting on Tuesday, August 14, 2007, the Planning Commission considered Zoning Petition No. 544, the request of Greater Midland Community Center, to rezone property located at 2009, 2021, 2025, 2105, 2111, 2113 Jefferson Avenue from Residential A-4 to Community zoning. Attached is an Ordinance reflecting the request. The following action was taken:

It was moved by Eyre and supported by Brown to recommend approving Zoning Petition No. 544 by Greater Midland Community Center to rezone land located at 2009, 2021, 2025, 2105, 2111, 2113 Jefferson Avenue from Residential A-4 to Community zoning.

Vote on the motion:

YEA: Brown, Eyre, Hanna, Kozakiewicz, Mead, Senesac and Svenson
NAY: None
ABSENT: Gaynor
VACANCY: One

The motion was approved.

On August 28, 2007 the City Council set a public hearing for the September 17, 2007 City Council meeting.

Respectfully,

Keith Baker, AICP
Director of Planning

KB/djm

LETTER OF TRANSMITTAL – ZP #544 PH

ORDINANCE NO. _____

AN ORDINANCE TO AMEND ORDINANCE NO. 1585, BEING AN ORDINANCE TO REGULATE AND RESTRICT THE LOCATION OF TRADES AND INDUSTRIES AND THE LOCATION OF BUILDINGS DESIGNED FOR SPECIFIC USES, TO REGULATE AND LIMIT THE HEIGHT AND BULK OF BUILDINGS HEREAFTER ERECTED OR ALTERED, TO REGULATE AND DETERMINE THE AREA OF YARDS, COURTS, AND OTHER OPEN SPACES SURROUNDING BUILDINGS, TO REGULATE AND LIMIT THE DENSITY OF POPULATION, AND FOR SAID PURPOSES, TO DIVIDE THE CITY INTO DISTRICTS AND PRESCRIBE PENALTIES FOR THE VIOLATION OF ITS PROVISIONS BY AMENDING THE ZONING MAP TO PROVIDE A COMMUNITY ZONING WHERE A RESIDENTIAL A-4 ZONING DISTRICT PRESENTLY EXISTS.

The City of Midland Ordains:

Section 1. That the Zoning Map of Ordinance No. 1585, being the Zoning Ordinance of the City of Midland, is hereby amended as follows:

LOT 3 HIGHLANDVIEW SUB.

BEG AT NE COR OF LOT 4 HIGHLANDVIEW SUB N 60 FT, W 130 FT, S 60 FT, E 130 FT TO BEG AND N 5 FT OF LOT 4 HIGHLANDVIEW SUB.

LOT 5 & E 10 FT OF LOT 31 HIGHLANDVIEW SUB

LOT 6 EXC W 10 FT HIGHLANDVIEW SUB

LOT 7 HIGHLANDVIEW SUB

OUTLOT A LOTS 1, 2 & S 60 FT OF LOT 4, LOTS 29 THRU 37 & 41 THRU 47 HIGHLANDVIEW SUB & W 10 FT OF LOT 6, & W ½ OF VAC HIGHLAND ST, VAC MILL ST & VAC RELOCATED MILL ST EXC E 10 FT OF LOT 31 EXC BEG AT SE COR OF LOT 41 HIGHLANDVIEW SUB, TH ALG A 50 FT RAD CUR TO RT, CEN PT BEING S 44 DEG 45 MIN 32 SEC E 50 FT OF POB, 219.33 FT TO SE RW LN OF MILL ST, N 45 DEG 14 MIN 28 SEC E 47.37 FT, N 44 DEG 45 MIN, 32 SEC W 66 FT TO POB, ALSO LOT 16 & NE 50 FT OF SW 104.9 FT OF LOT 1 & VAC ALLEY ADJ, BLK 5 DOW CHEM CO.

Be, and the same is hereby changed to Community.

Section 2. All Ordinances or parts of Ordinances in conflict herewith are hereby repealed only to the extent necessary to give this Ordinance full force and effect.

Section 3. This Ordinance shall take effect upon publication.

YEAS:

NAYS:

ABSENT:

I, Selina Tisdale, City Clerk, City of Midland, Counties of Bay and Midland, State of Michigan, do hereby certify that the foregoing is a true and correct copy of a resolution adopted by a yeas vote of all the Councilmen present at a regular meeting of the City Council held Monday, September 17, 2007.

Selina Tisdale, City Clerk

ZONING PETITION NO. 544

