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Date May 6, 2019

**RESOLUTION DISMISSING HEARING ON APPEAL BY BRIDGE DISTRICT II, LLC
OF THE CONDITIONS OF AN AMENDMENT TO SITE PLAN FOR PROPERTY
LOCATED AT 720 AND 730 EAST 2ND STREET**

WHEREAS, on April 22, 2019, by Roll Call No. 19-0635, the City Council received a recommendation from the City Plan and Zoning Commission advising that at a public hearing held on March 7, 2019, its members voted 9-1-1 to recommend **APPROVAL** of a request from Bridge District II, LLC (owner), represented by Joe Pietruszynski (officer), for approval of an amendment to the Site Plan "Bridge District 3" for property located at 720 and 730 East 2nd Street for development of 50 three-story or four-story row dwelling townhomes with ground level entry attached garages, subject to the following conditions:

1. Compliance with all administrative review comments of the City's Permit and Development Center.
2. Review and approval of the finalized building elevations and materials by the Planning Administrator.
3. Review and approval of the finalized landscape plan by the Planning Administrator.
4. Provision of black LED street light fixtures and black metal poles.
5. All rooftop mechanical equipment shall be screened with material that is architecturally compatible with the building to the satisfaction of the Planning Administrator.
6. All utility meters, transformers, ground-mounted equipment, and other utilities shall be placed along rear or side facades that are internal to the site.
7. All services lines to buildings and all utility lines in the adjoining right-of-way shall be located underground.
8. Compliance with Section 42-550 of the City Code.
9. There shall be no change to the originally approved building materials; and

WHEREAS, Bridge District II, LLC timely appealed to the City Council pursuant to Municipal Code Section 82-210, seeking to have condition 9 set forth above, as determined by the Plan and Zoning Commission, modified to allow for use of an adhered stone product in place of brick on the exterior of the units as required by the previously approved Site Plan; and

WHEREAS, on April 22, 2019, by Roll Call No. 19-0635, it was duly resolved by the City Council that the appeal be set down for hearing on May 6, 2019 at 5:00 P.M. in the Council Chamber at City Hall; and

WHEREAS, due notice of said hearing was published in the Des Moines Register, as provided by law, setting forth the time and place of hearing on said appeal; and

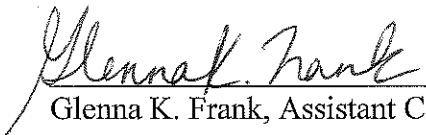
WHEREAS, thereafter Bridge District II, LLC agreed to present a revised Site Plan to Community Development Department staff fulfilling the Plan and Zoning Commission's conditions of approval, and has requested to withdraw its appeal.

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NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Des Moines, Iowa, that the public hearing on the appeal by Bridge District II, LLC of the conditions of an amendment to the Site Plan "Bridge District 3" for property located at 720 and 730 East 2nd Street is hereby dismissed, and the matter of the proposed appeal is withdrawn from City Council consideration.

MOVED by _____ to adopt.

FORM APPROVED:


Glenna K. Frank, Assistant City Attorney

(10-2019-7.85)

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

MOTION CARRIED APPROVED

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.

City Clerk