

Agenda	Item	Number
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Date	August	8,	2022	
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RECEIVE AND FILE COMMUNICATION FROM THE PLAN AND ZONING COMMISSION REGARDING REQUEST FROM PPDSM, LLC FOR REVIEW AND APPROVAL OF A PRELIMINARY PLAT "WEST EDGE ROWHOMES PLAT 1" FOR SUBDIVISION OF 2.12 ACRES OF PROPERTY IN THE VICINITY OF 6501 HICKMAN ROAD AND 2404 WESTOVER BOULEVARD INTO 32 LOTS AND ONE OUTLOT FOR A TOWNHOME DEVELOPMENT

WHEREAS, on July 21, 2022, the City of Des Moines Plan and Zoning Commission voted 13-0 for APPROVAL of a Preliminary Plat "West Edge Rowhomes Plat 1", submitted by PPDSM, LLC (owner), represented by Jim Sinclair (officer), in form on file in the Development Services Department, for property located in the vicinity of 6501 Hickman Road and 2404 Westover Boulevard, to allow undeveloped property to be divided into 32 lots and one outlot for a Townhome Development, subject to the following conditions:

1. Compliance with all administrative review comments.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Des Moines, Iowa, that the attached communication from the City Plan and Zoning Commission is hereby received and filed.

Moved by	_ to adopt.	Second by
APPROVED AS TO FORM:		
/s/ Gary D. Goudelock Jr. Gary D. Goudelock Jr.		
Assistant City Attorney		

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BOESEN				
GATTO				
MANDELBAUM		8		
SHEUMAKER				
voss				
WESTERGAARD				
TOTAL				
MOTION CARRIED	•		AI	PROVED

CERTIFICATE

I, LAURA BAUMGARTNER, 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.

Mayor	C'' CI 1
	City Clerk



August 2, 2022

Communication from the City Plan and Zoning Commission advising that at their July 21, 2022 meeting, the following action was taken regarding a request from PPDSM, LLC (owner), represented by Adam Sieren (officer), and BOS Investments, LLC (owner), represented by Jim Sinclair (officer) for review and approval of a Preliminary Plat "West Edge Rowhomes Plat 1," located in the vicinity of 6501 Hickman Road and 2404 Westover Boulevard for subdivision of the property into 32 lots and one (1) outlot for a townhome development.

COMMISSION RECOMMENDATION:

After public hearing, the members voted 13-0 as follows

Commission Action:	Yes	Nays	Pass	Absent
Francis Boggus	X			-
Dan Drendel	X			
Leah Rudolphi	X			
Dory Briles	X			
Abby Chungath	X			
Kayla Berkson	X			
Chris Draper	X			
Todd Garner	X			
Johnny Alcivar	X			
Justyn Lewis	X			
Carolyn Jenison				Х
William Page	X			
Andrew Lorentzen	X			
Emily Webb	X			

APPROVAL of the proposed Preliminary Plat, subject to compliance with all administrative review comments.

STAFF RECOMMENDATION TO THE P&Z COMMISSION

Staff recommends approval of the proposed Preliminary Plat, subject to compliance with all administrative review comments.

STAFF REPORT TO THE PLANNING COMMISSION

I. GENERAL INFORMATION

1. Purpose of Request:

- A) The applicant is proposing a Preliminary Plat to subdivide the subject property to create 32 lots and one (1) outlot for a townhome development. The 32 lots are for individual townhome units within five buildings on the site.
- B) The applicant is requesting a Type 2 Design Alternative to allow a Row Building with 8 units at a total building width of 176 feet, when the maximum allowed building width in this zoning district is six units and 120 feet in width.

Design alternative review criteria can be found in Section I, subparagraph 10 of this report. Staff analysis of the proposal can be found in Section II of the report.

- 2. Size of Site: 92,347 square feet (2.12 acres).
- 3. Existing Zoning (site): "RX1" Mixed Use District.
- **4.** Existing Land Use (site): The site is currently made up of one vacant lot and one lot with a single-family home and garage.

5. Adjacent Land Use and Zoning:

North - "N3b", Use is residential.

South – "'CC' – Community Commercial District (Windsor Heights)", Use is commercial.

East - "RX1" and "N3a", Use is commercial.

West - "RX1" and "PUD (Urbandale)", Uses are residential and commercial.

- **6. General Neighborhood/Area Land Uses:** The area consists of a mix of one-household dwellings and commercial uses.
- 7. Applicable Recognized Neighborhood(s): The subject property is located within the Merle Hay Neighborhood. The neighborhood association was notified of the Commission meeting by mailing of the Preliminary Agenda on July 1, 2022, and mailing of the Final Agenda on July 15, 2022. Notifications of the hearing for this specific item were mailed on July 11, 2022 (10 days prior to the public hearing) to the neighborhood association and to the primary titleholder on file with the Polk County Assessor for each property within 250 feet of the site.

All agendas and notices are mailed to the primary contact(s) designated by the recognized neighborhood association to the City of Des Moines Neighborhood Development Division. The Merle Hay Neighborhood notices were mailed to April Wyss at 2800 62nd Street, Des Moines, IA 50322.

8. Relevant Zoning History: City Council approved the Comprehensive Future Land Use Plan designation amendment for this site from Neighborhood Mixed Use to Community Mixed Use on June 27, 2022 under Roll Call Number 22-1057. City Council approved



the rezoning of 2404 Westover Boulevard from the "N3b" Neighborhood District to the "RX1" Mixed Use District on April 18, 2022, under Ordinance Number 16,123.

- 9. PlanDSM Future Land Use Plan Designation: Community Mixed Use.
- 10. Applicable Regulations: Taking into consideration the criteria set forth in Chapter 18B of the lowa Code, the Commission shall determine if such Preliminary Plat conforms to the standards and requirements outlined in Chapter 354 of the lowa Code, and the City Subdivision Ordinance and shall approve, conditionally approve or reject such Plat within 45 days after the date of submission to the City Permit and Development Center. Unless the applicant agrees in writing to an extension of time, the Preliminary Plat shall be deemed approved if the Commission does not act within such 45-day period. The Commission's action for approval or conditional approval shall be null and void unless the Final Plat is submitted to the City Permit and Development Center within 270 days after the date of such action; provided, however, that the Permit and Development Administrator may grant, upon written request of the applicant, up to a 90-day extension for submittal of the Final Plat to the City Permit and Development Center.

Pursuant to Section 135-9.1.1.B of the Planning and Design Ordinance, the site plan review requirements of Chapter 135 are designed to ensure the orderly and harmonious development of property in a manner that shall:

- Promote the most beneficial relation between present and proposed future uses of land and the present and proposed future circulation of traffic throughout the city;
- Permit present development of property commensurate with fair and orderly
 planning for future development of other properties in the various areas of the
 city with respect to the availability and capacity, present and foreseeable, of
 public facilities and services. The factors to be considered in arriving at a
 conclusion concerning proposed present development of property shall include
 the following:
 - The maximum population density for the proposed development, the proposed density of use, and consideration of the effect the proposal will have on the capacity of existing water and sanitary sewer lines to the end that existing systems will not become overloaded or capacity so substantially decreased that site use will inhibit or preclude planned future development;
 - Zoning restrictions at the time of the proposal;
 - > The city's comprehensive plan;
 - > The city's plans for future construction and provision for public facilities and services; and
 - > The facilities and services already available to the area which will be affected by the proposed site use;
 - ➤ Encourage adequate provision for surface and subsurface drainage, in order to ensure that future development and other properties in various areas of the city will not be adversely affected;
 - > Provide suitable screening of parking, truck loading, refuse and recycling disposal, and outdoor storage areas from adjacent residential districts;

- Encourage the preservation of canopied areas and mature trees and require mitigation for the removal of trees; and
- ➤ Consider the smart planning principles set forth in Iowa Code Chapter 18B.Based on Chapter Section 135-9.2.4 and 135-9.3.1.B of the Planning and Design Ordinance, Type 2 Design Alternatives are to be considered by the Plan and Zoning Commission after a public hearing whereby the following criteria are considered:

Based on Chapter Section 135-9.2.4 and 135-9.3.1.B of the Planning and Design Ordinance, Type 2 Design Alternatives are to be considered by the Plan and Zoning Commission after a public hearing whereby the following criteria are considered:

- The design alternative provisions of Section 135-9.2.4 are intended to authorize the granting of relief from strict compliance with the regulations of this chapter as part of the site plan or alternate design documentation review process when specific site features or characteristics of the subject property, including the presence of existing buildings, creates conditions that make strict compliance with applicable regulations impractical or undesirable. The design alternative provisions are also intended to recognize that alternative design solutions may result in equal or better implementation of the regulation's intended purpose and greater consistency with the comprehensive plan.
- Consideration of requested design alternatives through the administrative and public hearing review processes will be evaluated on the merits of the applicable request and independently of prior requests from the same applicant, and may include the following criteria:
 - An evaluation of the character of the surrounding neighborhood, such as:
 - Whether at least 50% of the developed lots within 250 feet of the subject property are designed and constructed consistently with the requested design alternative(s); and
 - Whether the directly adjoining developed lots are designed and constructed consistently with the requested design alternative(s);
- For purposes of this subsection, if the lots that exist within 250 feet of the subject property are undeveloped, then the neighborhood character determination will be based upon the assumption that such lots, as if developed, comply with the applicable requirements of this chapter for which a design alternative(s) has been requested;
 - > The totality of the number and extent of design alternatives requested compared to the requirements of this chapter for each site plan or alternate design documentation reviewed;
 - Whether the requested design alternative(s) is consistent with all relevant purpose and intent statements of this design ordinance and with the general purpose and intent of the comprehensive plan;
 - Whether the requested design alternative(s) will have a substantial or undue adverse effect upon adjacent property, the character of the surrounding area or the public health, safety and general welfare;

- Whether any adverse impacts resulting from the requested design alternative(s) will be mitigated to the maximum extent feasible; and
- > Other factors determined relevant by the community development director, plan and zoning commission, or city council as applicable.

II. ADDITIONAL APPLICABLE INFORMATION

A) Preliminary Plat: The townhomes will be platted into separate lots for each unit. Stormwater will be managed in compliance with the City's stormwater management requirements. The public water main will be extended to serve the units. Public sanitary will be extended from Westover Boulevard. The site will be accessed by a drive from Hickman Road for the three western buildings and by a drive from Westover Boulevard for the two eastern buildings.

Staff recommends approval of the Preliminary Plat.

B) Site Plan: Section 135-2.12.3.8 of the Planning and Design Ordinance states that Row Building types are allowed a maximum total building width of six units comprised of 120 feet within the RX1 zoning district. There are a total of 5 Row Buildings proposed on this property: two of the buildings are 5 units in width, two are 7 units in width, and one is 8 units in width. The two buildings with 7 units were approved administratively as a Type 1 Design Alternative. The use of a variety of building materials on the street-facing façade (fronting Hickman Road) serve to add visual interest to this building, preventing a monolithic façade. A buffer of shade trees and shrubs are also being provided between this building and the public sidewalk. The constraints of the width of the site and the area for stormwater detention prevent the 8-unit building from being broken up into separate 4-unit buildings, and a 7-unit building would not provide the same economic feasibility for the project. The width of the building also serves to screen the garages and headlight spillover to Hickman Road. The applicant believes this separation for sound and activity from the road will allow the rear buildings to have a more residential feel.

Staff recommends approval of the Type 2 Design Alternative to allow for a building of 8 units (a width of 176 feet).

SUMMARY OF DISCUSSION

<u>Emily Webb</u> asked if any member of the public or commission desired to speak on the item. No one requested to speak.

COMMISSION ACTION:

<u>Francis Boggus</u> made a motion for approval of the proposed Preliminary Plat, subject to compliance with all administrative review comments.

Motion passed: 13-0

Respectfully submitted,

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Bert Drost, AICP

Deputy Planning & Urban Design Administrator

BAD:tjh

PPDSM LLC, In Vicinity of 6501 Hickman Road & 2404 Westover Boulevard





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BOULI 50322

2404 WESTOVER DES MOINES, IOWA

DS DS

WEST EDGE ROWHOMES PLAT 1 PRELIMINARY PLAT

SHEET INDEX:

GENERAL NOTES:

COVER SHEET

ENERGY TO TEAL.
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PAYEMENT THICKNESS AND CROSS SECTION DESIGN IS DICTATED BY CITY REQUIREMENTS.
PAYEMENT THICKNESS AND CROSS SECTION DESIGN IS DICTATED BY CITY REQUIREMENTS.
ALL SIDE YAND SETEMACKS ARE RITEMEDED TO BE USED TO CONFEY STORM WATER FROM THE SUBJECT LOT AND ANY ADJACENT LOTS.

2 OF 4 SITE SURVEY/DEMO SHEET 4. ALL EASEMENTS ARE PUBLIC UNLESS NOTED OTHERWISE.

ALL NEW LOTS WILL BE DEVELOPED IN COMPLIANCE WITH THE BUILDING TYPE REGULATIONS FOR ROW BUILDINGS.

3 OF 4 LAYOUT PLAN 4 OF 4 GRADING PLAN

PROPERTY DESCRIPTION:

AVERNIT LUCKLINIP (TON):
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(MARRANTY DEED BOOK 11065, PAGE 478).
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OF THE CITY OF DES MODIES, PAUX COUNTY, (DWA,
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WARRANTY DEED IN BOOK 4146 PAGE 139

SUBJECT TO AND TOGETHER WITH ANY AND ALL EASEMENTS AND RESTRICTIONS OF RECORD.

OWNER:

PPDSM LLC ATTN: ADAM SIEREN 2007 SOUTHLAWN DR DES MOINES, IOWA 50315 PH: 515-669-4805

BOS INVESTMENTS LLC WEST DES MOINES, IOWA 50266 PH: 515-226-1111

PREPARED FOR

PREPARED BY:

ZONING:

BUILDING TYPE:

BASIS OF BEARING OBTAINED FROM GPS OBSERVAT DATUM = NAD 83, IOWA SOUTH BENCHMARK DATUM = CITY OF DES MOINES DATUM INED FROM GPS OBSERVATIONS

DESCRIPTION: LOCATED ON THE SE TRAFFIC POLE IN THE DIVIDE BETWEEN HICKMAN AND FRONTAGE ROAD

UTILITY MAPS PROVIDED BY

UTILI 11 MAPS PROVIDED BT:

1. ELECTRIC (MDAMERICAN /515-226-652)

2. STORM AID SANITARY (CITY OF DES MCIMES / 515-237-1359)

3. FIBER OPTIC (MEDIACOM / 515-246-6609)

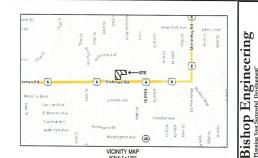
5. WATER (CITY OF DES MCIMES WATER WORKS / 515-325-6244)

5. WATER (CITY OF DES MCIMES WATER WORKS / 515-325-6244)



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ELECTRIC VAULT

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FINISHED FLOO - SAN - SANITARY SEWER POWER POLE - ST - STORM SEWER TRANSFORMER POLE - W- WATER LINE □ LIGHT POLE — G — GAS LINE ☐ ELECTRIC JUNCTION BOX - U/E - UNDERGROUND ELECTRIC ELECTRIC PANEL - O/E - OVERHEAD ELECTRIC △ TRANSFORMER - TELE- TELEPHONE LINE ◆ GROUND LIGHT FID FIBER OPTIC -O GUYWIRE - CATV - CABLE TV ELECTRIC HANDHOLE O STORM MANHOLE S GAS METER EE CURB INTAKE GAS VALVE SURFACE INTAKE AIR CONDITIONING UNIT □ TELEPHONE RISER O SANITARY MANHOLE TELEPHONE VAULT O CLEANDUT TI FIRE HYDRANT O TRAFFIC SIGNAL MANHOLE SPRINKLER FIBER OPTIC RISER O IRRIGATION CONTROL VALVE FIBER OPTIC VAULT CABLE TV RISER WELL - SIGN WATER VALVE O DENOTES NUMBER OF PARKING STALLS "O" WATER SHUT OFF PROPERTY CORNER - FOUND AS NOTED C YARD HYDRANT SECTION CORNER - FOUND AS NOTED ELECTRIC MANHOLE ELECTRIC METER

BLECTRIC RISER

LEGEND:

ABBREVIATIONS:

	APPROVED	APPROVED WITH CONDITIONS
		SEE EXHIBIT "A"
PLAT		

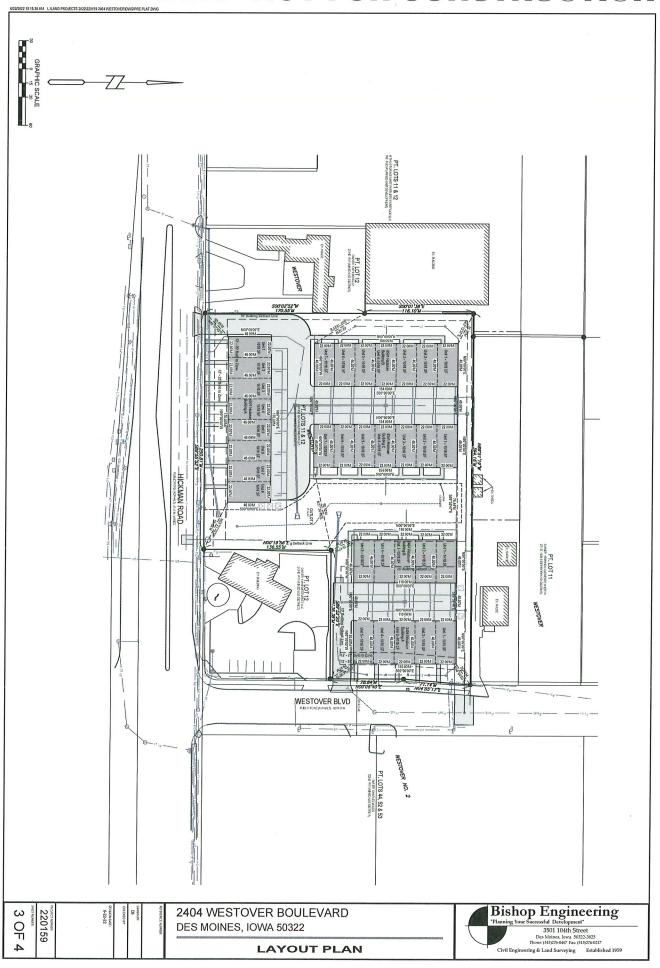
I HEREBY CERTIFY THAT THIS LAND SURVEYING DOCUMENT WAS PREPARED AND THE RELATED SURVEY WORK WAS PERFORMED BY ME OR UNDER MY DIRECT PERSONAL SUPERVISION AND THAT I AM A DUTY LICENSED PROFESSIONAL LAND SURVEYOR UNDER THE LAWS OF THE STATE OF IOWA. LARRY D. HYLER, P.L.S. 14775 ICENSE RENEWAL DATE: DEC. 31, 2022 AGES OR SHEETS COVERED BY THIS SEAL 1 & 2 HEREBY CERTIFY THAT THIS ENGINEERING DOCUMENT WAS PREPARED BY ME IR UNDER MY DIRECT PERSONAL SUPERVISION AND THAT I AM A DULY ICENSED PROFESSIONAL ENGINEER UNDER THE LAWS OF THE STATE OF IOWA.



220159 1 OF 4 PRELIMINARY. NOT FOR CONSTRUCTION TREE MITIGATION REQUIREMENTS DEMO NOTES:

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2. PROTECT ALL TRES NOT CALLED OUT FOR REMOVAL WITH
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2. PAVEMENT STRIPPING CALLED OUT FOR REMOVAL SHALL BE
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PRELIMINARY- NOT FOR CONSTRUCTION



PPDSM LLC, In Vicinity of 6501 Hickman Road & 2404 Westover Boulevard

PLAT-2022-000032

