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Date August 22, 2022

## RECEIVE AND FILE COMMUNICATION FROM THE PLAN AND ZONING COMMISSION REGARDING PRELIMINARY PLAT "PINNACLE ON FLEUR" ON PROPERTY LOCATED IN THE VICINITY OF 2710 FLEUR

WHEREAS, on August 4, 2022, the City of Des Moines Plan and Zoning Commission voted 11-0 to APPROVE a request from Pinnacle on Fleur, LLC (owner), represented by Jenna Kimberley (officer), for Preliminary Plat "Pinnacle on Fleur" on property located in the vicinity of 2710 Fleur Drive, to allow subdivision and development of approximately 2.79 acres with 23 townhome lots, subject to all administrative review comments.

WHEREAS, the final subdivision plat will be submitted for City Council approval when completed.

**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 receive and file.

Second by \_\_\_\_\_.

FORM APPROVED:

<u>/s/ Lisa A. Wieland</u> Lisa A. Wieland Assistant City Attorney

(PLAT-2022-000044)

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT	CERTIFICATE						
COWNIE											
BOESEN					I, Laura Baumgartner, City Clerk of said City						
GATTO					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.						
SHEUMAKER											
MANDELBAUM											
VOSS					IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.						
WESTERGAARD											
TOTAL					above witten.						
MOTION CARRIED APPROVED											
Mayor					City Clerk						



August 16, 2022

Communication from the City Plan and Zoning Commission advising that at their August 4, 2022 meeting, the following action was taken regarding a request from Pinnacle on Fleur, LLC (owner) represented by Jenna Kimberley (officer) for review and approval of a Preliminary Plat "Pinnacle on Fleur" on 2.79 acres of property in the vicinity of 2710 Fleur Drive, for development of 23 townhome lots.

#### **COMMISSION RECOMMENDATION:**

After public hearing, the members voted 11-0 as follows

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

**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:** The applicant is proposing a Preliminary Plat to subdivide the subject property to create 23 lots and one (1) outlot for a townhome development. The 23 lots are for individual townhome units within four buildings on the site.
- 2. Size of Site: 121,192 square feet (2.79 acres).
- 3. Existing Zoning (site): Village at Gray's Lake "PUD" Planned Unit Development.
- 4. Existing Land Use (site): The site is currently vacant land.
- 5. Adjacent Land Use and Zoning:

**North** – "PUD", Uses are office and restaurant.

**South** – "NX2", Use is multi-household residential.

East – "PUD" and "RX1", Uses are office and event space.

West – "NX2", Use is multi-household residential.

- **6. General Neighborhood/Area Land Uses:** The surrounding area consists of a mix of apartments, townhomes, offices and assembly uses.
- 7. Applicable Recognized Neighborhood(s): The subject property is located within the Southwestern Hills Neighborhood. The neighborhood association was notified of the Commission meeting by mailing of the Preliminary Agenda on July 15, 2022 and mailing of the Final Agenda on July 29, 2022. Notifications of the hearing for this specific item were mailed on July 25, 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 Southwestern Hills Neighborhood notices were mailed to George Davis at 3124 SW 29<sup>th</sup> Street, Des Moines, IA 50321.

8. Relevant Zoning History: On October 14, 2019, by Ordinance No. 15,813, the City Council rezoned the subject property from "M-3" Limited Industrial District and "R-3" Multiple Family Residential District to "PUD" Planned Unit Development District along with adoption of the Village at Gray's Lake PUD Conceptual Plan.

On May 18, 2020, by Roll Call No. 20-0863, the City Council approved the 1<sup>st</sup> Amendment to the Village at Gray's Lake PUD Conceptual Plan to allow the Lot 5 area to be redeveloped with 20-units of multi-household rowhomes. This was subject to the following revisions to the Conceptual Plan:

- 1) Addition of a statement as to how stormwater management would be handled with future redevelopment.
- 2) Landscaping requirements should be indicated listing standards reflective of the Conceptually shown landscaping.
- 3) Provide the following notes on the PUD Conceptual Plan Amendment:
  - a. Streetscape: Street Trees should be spaced 30' apart within the right-of-way along each frontage. Trees should be no closer than 15' to a street light.
  - b. Frontage Perimeter Landscaping: The required area shall be a minimum of 12-feet in depth measured from the street property line with a 3-foot berm or landscaped screen. Shade trees and shrubs shall be provided at a minimum of 1 tree and three shrubs per 40 lineal feet on center.
  - c. Pedestrian access from any building to a street sidewalk shall be provided and clearly marked / striped on site. Lighting along pedestrian walks shall be a maximum of 15' in height.
  - d. No new mechanical equipment, meters, transformers, condensers, or other such equipment shall be provided on any street side façade. At minimum, such equipment shall be setback from the street façade a minimum of 15'.
  - e. Any mechanical equipment interior to the site shall be softened with landscaping material outside any equipment clearance setbacks.
  - f. Mechanical vents shall not protrude from any street facing façade. A minimum 5' sidewalk is required along each frontage. Identify either indoor or covered bike parking amenities.
  - g. Easements shall be provided for shared vehicle/pedestrian ingress/egress between sites and to the public sidewalk.
  - h. Direct light trespass beyond the property lines is prohibited. The maximum horizontal illuminance at grade and the maximum illuminance at five feet above graded measure at the property line shall not exceed illuminating Engineering Society of North America recommended practices for light trespass which is 0.5 footcandles for N districts and 2.0 footcandles for all other districts.
  - i. Any Final Development Plan shall discuss the method for trash removal service. If receptacles are not kept within the separate garages for the units, then a screening solution for their outdoor location would need to be shown on the Final Development Plan.
  - j. Provisions for permitted site fencing and walls to include heights, design, and materials. Fencing in the front yard between the row townhomes and Fleur should not exceed 4 feet in height.
- 4) Revise typical Row House Type elevations to:
  - a. label required materials.
  - b. show stone material wrapped around 360 degrees of the buildings on the main story level, exclusive of windows and door openings.
  - c. show end unit elevations for facades of the units closest for Fleur Drive with a separate pedestrian entrance either from the garage or unit that would have a walkway to the private drive. The entrance shall be defined with a design appropriate awning or cover.

- d. show a minimum of 12% transparency on the façade of the lower/garage floor ends of the buildings oriented toward Fleur Drive. More transparency may be required to receive tax abatement.
- 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 Iowa Code, the Commission shall determine if such Preliminary Plat conforms to the standards and requirements outlined in Chapter 354 of the Iowa 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.

#### II. ADDITIONAL APPLICABLE INFORMATION

- 1. General Layout: Four townhome buildings with a total of 23 units are proposed: a northern building with 8 units, a western building with 7 units, and two southern buildings each with 4 units. Each unit is proposed to be platted onto an individual lot. Access to the townhomes will be provided through a central private street to be constructed on an outlot under common ownership. A single driveway access is proposed from Fleur Drive.
- 2. Drainage/Grading: The subject property generally slopes downward from east to west. Storm water drainage for the site is proposed to be directed to a basin located at the western side of the property.
- **3.** Utilities: Sanitary sewer service will be provided to the site by a public main that will run centered within the private access drive. Each unit will be served by a private connection to the public main.
- 4. Landscaping & Buffering: The applicant is proposing shade trees along the northern and southern property boundaries consistent with the PUD Concept Plan. Frontage buffer landscaping including fencing, shade trees, and shrubs will be provided along the eastern, public street-facing side of the property. In addition, understory street trees will be provided within the right-of-way.

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

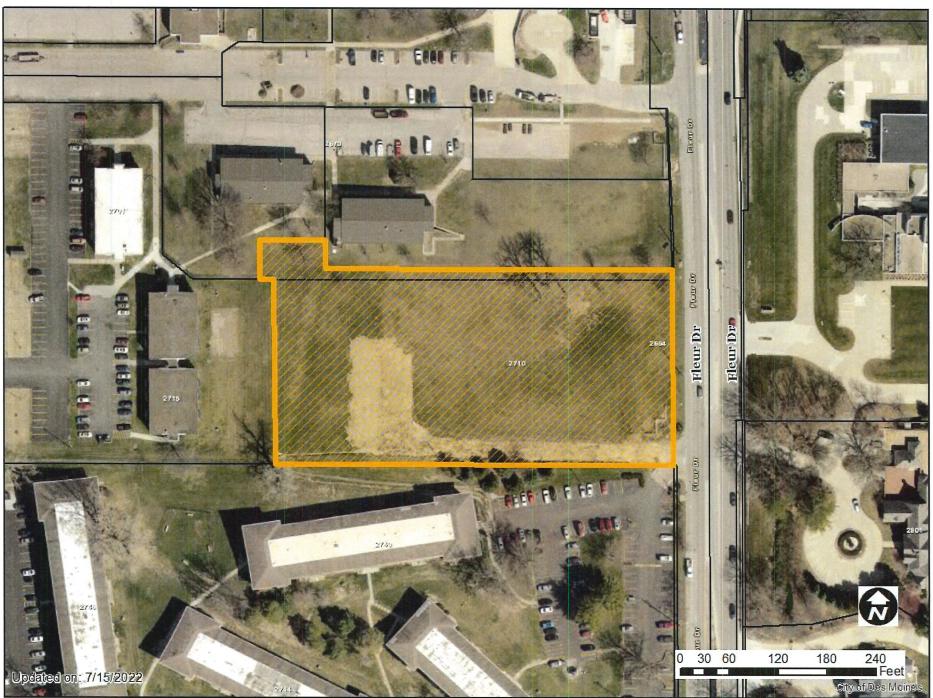
Motion passed: 11-0

Respectfully submitted,

Jula Com

Jason Van Essen, AICP Planning & Urban Design Administrator

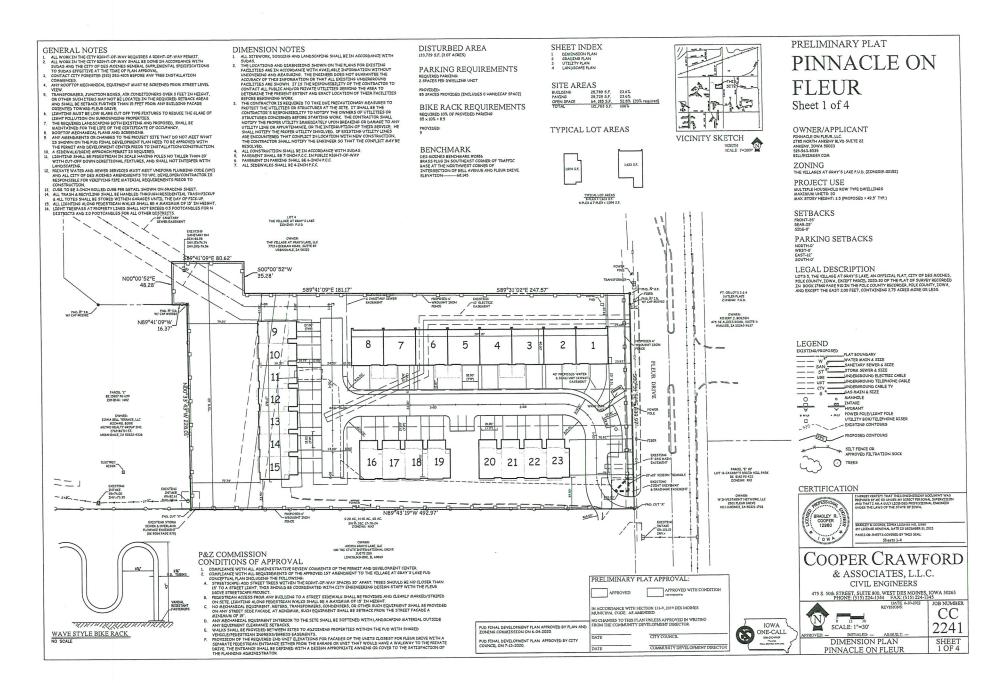
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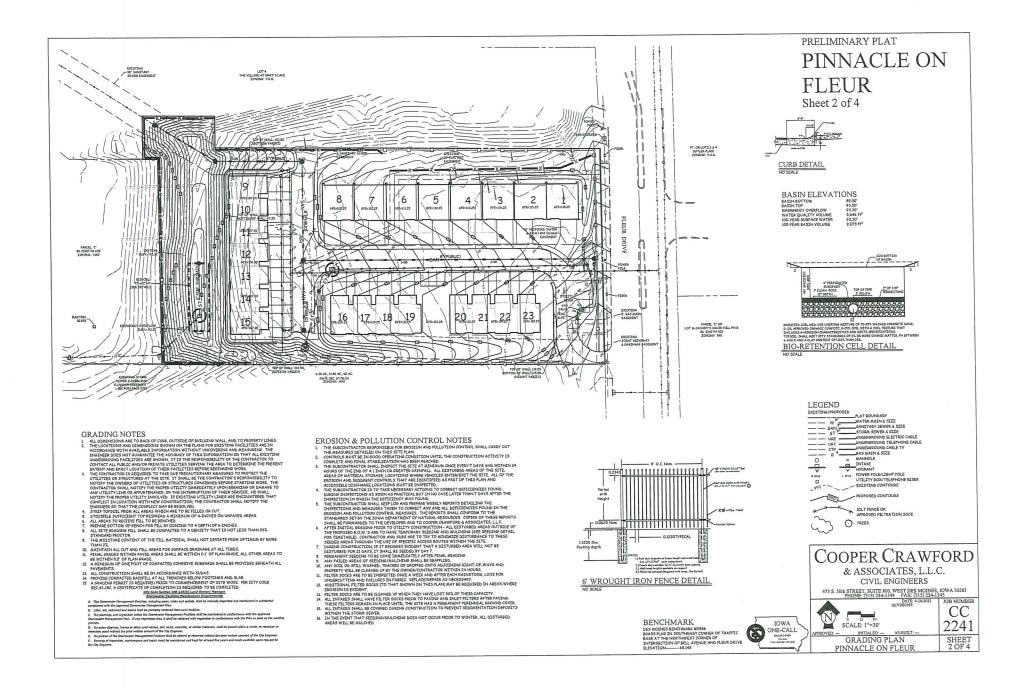


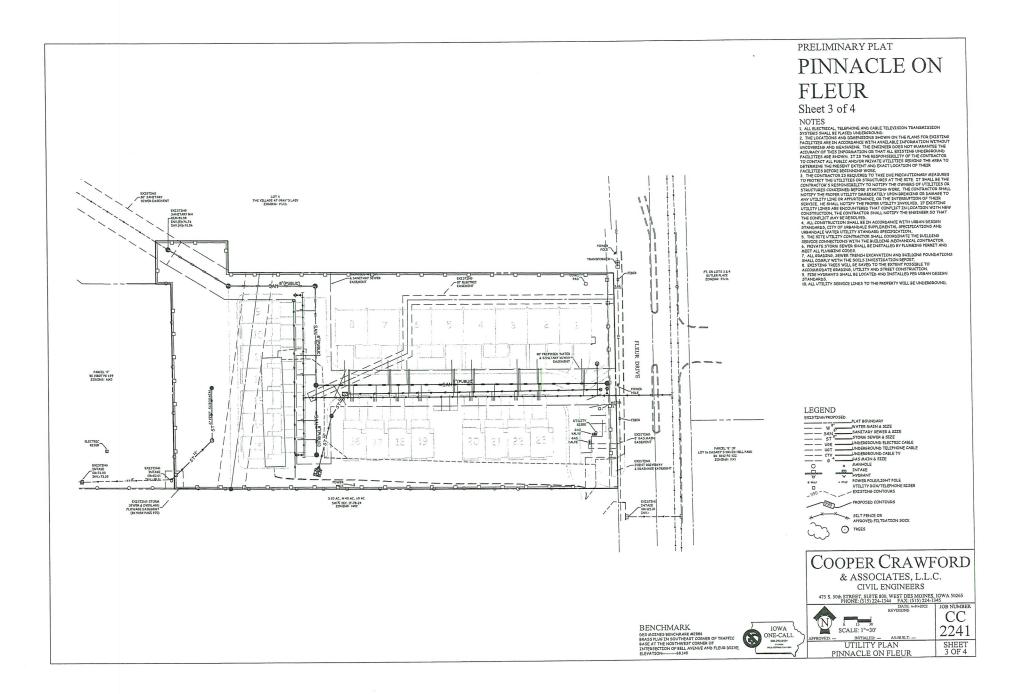
## Pinnacle on Fleur, LLC, Parcels in Vicinity of 2710 Fleur Drive

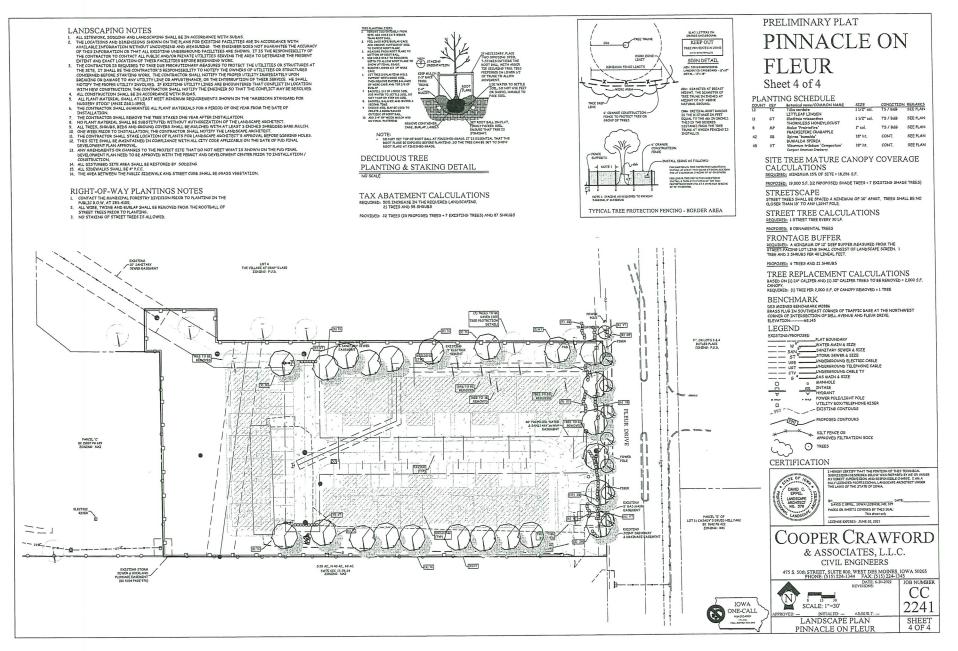
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# Pinnacle on Fleur, LLC, Parcels in Vicinity of 2710 Fleur Drive

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