

Agenda	Item	Number
	10	Y

Date March 6, 2023

RESOLUTION SETTING HEARING ON REQUEST FROM PENSKE TRUCK LEASING COMPANY, LP (OWNER), REPRESENTED BY GUY HOLBERT (OFFICER)TO AMEND PLANDSM TO REVISE THE FUTURE LAND USE DESIGNATION FROM COMMUNITY MIXED USE TO INDUSTRIAL AND TO REZONE THE PROPERTY LOCATED AT 4101 E 14TH STREET FROM "MX3-V" MIXED USE DISTRICT TO "I1" INDUSTRIAL DISTRICT, TO ALLOW EXPANSION AND SITE IMPROVEMENTS FOR THE EXISTING TRUCK PARKING FACILITY

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on February 16, 2023, its members voted 12-0 in support of a motion finding the requested rezoning for Property located at 4101 E 14th Street is not in conformance with the existing PlanDSM future land use designation of Community Mixed Use; and

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on February 16, 2023 its members voted 12-0 in support of a motion to recommend APPROVAL of a request from Penske Truck Leasing Company, LP (owner), represented by Guy Holbert (officer), to amend the PlanDSM: Creating Our Tomorrow future land use designation for Property located at 4104 E 14th Street from Community Mixed Use to Industrial; to rezone the Property from "MX3-V" Mixed Use District to "II" Industrial District to allow expansion and site improvements for the existing truck parking facility, and determined the requested rezoning is in conformance with the PlanDSM Creating Our Tomorrow Comprehensive Plan; and

WHEREAS, the Property is legally described as follows:

THE WEST 7 ACRES OF THE SOUTH HALF OF THE NORTH HALF OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 24, TOWNSHIP 79 NORTH, RANGE 24 WEST OF THE FIFTH PRINCIPAL MERIDIAN, NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA, EXCEPT THE NORTH 114 OF THE EAST 115 FEET OF THE WEST 148 FEET THEREOF; AND EXCEPT THE SOUTH 25 FEET OF THE EAST 535.5 FEET OF THE WEST 386.5 FEET THEREOF; AND EXCEPT THE WEST 33 FEET THEREOF; AND EXCEPT THAT PART CONDEMNED BY THE STATE OF IOWA IN CONDEMNATION PROCEEDINGS FILED NOVEMBER 11, 1996 IN THE POLK COUNTY RECORDER'S OFFICE IN BOOK 7520, PAGE 230 AND DESCRIBED AS FOLLOWS:

COMMENCING AT A POINT OF REFERENCE AT THE WEST QUARTER CORNER OF SAID SECTION 24; THENCE NORTH 89°30'05" EAST ALONG THE NORTH LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 24, A DISTANCE OF 33.00 FEET; THENCE SOUTH 00°00'00" EAST ALONG THE PRESENT EAST RIGHT OF WAY OF EAST 14TH STREET (HIGHWAY 69) EXTENDED, 445.18 FEET TO THE POINT OF BEGINNING; THENCE NORTH

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89°24'45" EAST, 13.62 FEET TO THE NEW EAST RIGHT OF WAY LINE OF SAID EAST 14TH STREET (HIGHWAY 69); THENCE SOUTH 01°54'33" WEST ALONG SAID NEW RIGHT OF WAY LINE, 177.61 FEET; THENCE SOUTH 00°00'00" EAST ALONG SAID NEW RIGHT OF WAY LINE, 14.31 FEET TO THE PRESENT NORTH RIGHT OF WAY LINE OF EAST SHAWNEE AVENUE; THENCE SOUTH 89°34'26" WEST ALONG SAID NORTH RIGHT OF WAY LINE, 7.70 FEET TO THE PRESENT EAST RIGHT OF WAY LINE OF EAST 14TH STREET (HIGHWAY 69); THENCE NORTH 00°00'00" EAST ALONG SAID EAST RIGHT OF WAY LINE, 191.74 FEET TO THE POINT OF BEGINNING, ALL NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA.

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 the 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 March 27, 2023 in the Council Chambers, City Hall, 400 Robert D. Ray, Drive, Des Moines.
- 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.

MOVED BY	TO ADOPT. SECOND BY	
FORM APPROVED:		

/s/ Chas M. Cahill
Chas M. Cahill
Assistant City Attorney

(ZONG-2023-000001) (COMP-2023-000002)

*	Roll Call Number	

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Date	March	6.	2023	

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

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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

_____ City Clerk



February 28, 2023

Communication from the City Plan and Zoning Commission advising that at their February 16, 2023 meeting, the following action was taken regarding a request from Penske Truck Leasing Company, LP (owner), represented by Guy Holbert (officer) to rezone the property located at 4101 E 14th Street from "MX3-V" Mixed Use District to "I1" Industrial District, to allow the expansion and site improvements for the existing truck parking facility.

COMMISSION RECOMMENDATION:

After public hearing, the members voted 12-0 as follows.

Commission Action:	Yes	Nays	Pass	Absent
Francis Boggus	X			
Dan Drendel	X			
Leah Rudolphi	X			
Carol Maher	X			
Abby Chungath	X			
Kayla Berkson				X
Chris Draper	X			
Todd Garner	X			
Johnny Alcivar				X
Justyn Lewis				X
Carolyn Jenison	Χ			
William Page	X			
Andrew Lorentzen	Χ			
Emily Webb	X			
Katie Gillette	X			

APPROVAL of Part A) The requested rezoning be found not in conformance with PlanDSM: Creating Our Tomorrow Comprehensive Plan.

Part B) Approval of the request to amend the PlanDSM: Creating Our Tomorrow Plan Future Land Use Map designation for approximately 1.03 acre of the western portion of the property from Community Mixed Use to Industrial.

Part C) Approval of the rezoning of the subject property from "MX3-V" Mixed Use District to "I1" Industrial District.

STAFF RECOMMENDATION TO THE P&Z COMMISSION

Part A) Staff recommends that the requested rezoning be found not in conformance with PlanDSM: Creating Our Tomorrow Comprehensive Plan.

Part B) Staff recommends approval of the request to amend the PlanDSM: Creating Our Tomorrow Plan Future Land Use Map designation for approximately 1.03 acre of the western portion of the property from Community Mixed Use to Industrial.

Part C) Staff recommends approval of the rezoning of the subject property from "MX3-V" Mixed Use District to "I1" Industrial District.

STAFF REPORT TO THE PLANNING COMMISSION

I. GENERAL INFORMATION

- 1. Purpose of Request: The applicant is proposing to replace and expand portions of an existing truck parking lot and rental facility. In addition, a few other site improvements such as lighting, landscaping and fencing are proposed. The subject property is the existing parking lot of the Penske rental truck and transportation facility. The existing use falls under the Industrial category and does not conform to what is allowed in the "MX3-V" zoning district.
- 2. Size of Site: 6.1 acres (265,666 square feet).
- 3. Existing Zoning (site): "MX3-V" Mixed-Use District.
- 4. Existing Land Use (site): Truck parking and rental facility.
- 5. Adjacent Land Use and Zoning:

North – "I1"; Uses include auto repair and body shop, storage, office and warehouse.

South – "I1", "I2", "MX3-V"; Uses are warehousing, storage, and office.

East - "I1"; Uses include freight and warehouse facility.

West – "EX"; Uses are auto repair shop and auto service.

- **6. General Neighborhood/Area Land Uses:** The subject property consists of a large truck parking and rental facility along East 14th Street in a predominantly industrial area consisting of large warehousing and auto oriented businesses.
- 7. Applicable Recognized Neighborhood(s): The subject property is located in the Highland Park neighborhood. All neighborhood associations were notified of the public hearing by emailing of the Preliminary Agenda on January 27, 2023 and the Final Agenda on February 10, 2023. Additionally, separate notifications of the hearing for this specific item were mailed on January 27, 2023 (20 days prior to the public hearing) and February 6, 2023 (10 days prior to the public hearing) to the Neighborhood Associations 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 sent to the primary contact(s) designated by the recognized neighborhood association to the City of Des Moines Neighborhood Development Division on the date of the mailing. The Highland Park Neighborhood Association notices were sent to Sherri Rosener, 1206 Oak Park Avenue, Des Moines, IA 50313.

The applicant will provide a summary of the neighborhood meeting at the public hearing.

- 8. Relevant Zoning History: None.
- 9. PlanDSM: Creating Our Tomorrow Plan Land Use Plan Designation: Business Park.
- 10. Applicable Regulations: Taking into consideration the criteria set forth in Chapter 18B of the Iowa Code, the Commission reviews all proposals to amend zoning boundaries or regulations within the City of Des Moines. Such amendments must be in conformance with the comprehensive plan for the City and designed to meet the criteria in 414.3 of the Iowa Code. The Commission may make recommendations to the City Council on conditions to be made in addition to the existing regulations so long as the subject area owner agrees to them in writing. The recommendation of the Commission will be forwarded to the City Council.

II. ADDITIONAL APPLICABLE INFORMATION

1. PlanDSM Creating Our Tomorrow: The applicant is requesting that the future land use designation for approximately 1.03 acres of the western portion of the property be amended from Community Mixed Use to Industrial to make it consistent with the rest of the subject site. PlanDSM describes these designations as follows:

Community Mixed Use: Small- to medium-scale mixed use development, located on high capacity transit corridors or at the intersection of transportation corridors. Community mixed use areas include both a mix of medium density residential and a mix of retail and service establishments designed to attract customers from a large service area encompassing multiple neighborhoods and may include specialty retail that attracts regional customers.

<u>Industrial:</u> Accommodates industrial development and limited supporting commercial uses. Development in this classification could have a large impact on adjoining properties and the environment which would need to be mitigated.

The subject property is currently zoned "MX3-V" District. The Zoning Ordinance describes "MX3" district as, "intended for mixed-use nodes and corridors within the city, where residents and visitors may access multiple uses by walking and automobile. This district accommodates higher intensity commercial uses at a smaller scale." For X and I district locations labeled with a "-V" extension, vehicle sales and rental display uses are prohibited pursuant to section 134-3.1.2 of the City Code.

The applicant is proposing to rezone the subject property to "I1" District. The Zoning Ordinance describes "I1" district as, "intended or general industrial uses, warehousing, and transportation terminals."

Staff believes that the proposed land use amendment and rezoning would be consistent with the existing character of the surrounding area and would not have significant impacts on adjoining properties so long as any development is constructed in accordance with an approved site plan and the supplemental regulations pursuant to Section 134-3.6.3.E of the City Code.

- 2. Vehicle Sales and Rentals: The zoning district of a significant portion of the East 14th Street corridor including and, in the vicinity, especially to the south of the subject property has been designated as a "-V" extension to discourage the expansion of businesses involving auto oriented sales and rental display lots. The subject property with the truck parking and rental facility is an existing business that is not proposing to substantially expand. The site improvements proposed would enhance the visual appearance of the property. Furthermore, it is not a typical auto rental and display lot that the intent of "-V" designation is in order to limit these uses in certain areas of the City.
- 3. Planning and Design Ordinance: Any future construction or development of the site must comply with all applicable site plan and design regulations of the Planning and Design Ordinance (Chapter 135 of City Code). Should the rezoning be approved, the applicant would be required to prepare a site plan and building elevations for any proposed additions or modifications.

SUMMARY OF DISCUSSION

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

COMMISSION ACTION:

Emily Webb made a motion for:

Part A) The requested rezoning be found not in conformance with PlanDSM: Creating Our Tomorrow Comprehensive Plan.

Part B) Approval of the request to amend the PlanDSM: Creating Our Tomorrow Plan Future Land Use Map designation for approximately 1.03 acre of the western portion of the property from Community Mixed Use to Industrial.

Part C) Approval of the rezoning of the subject property from "MX3-V" Mixed Use District to "I1" Industrial District.

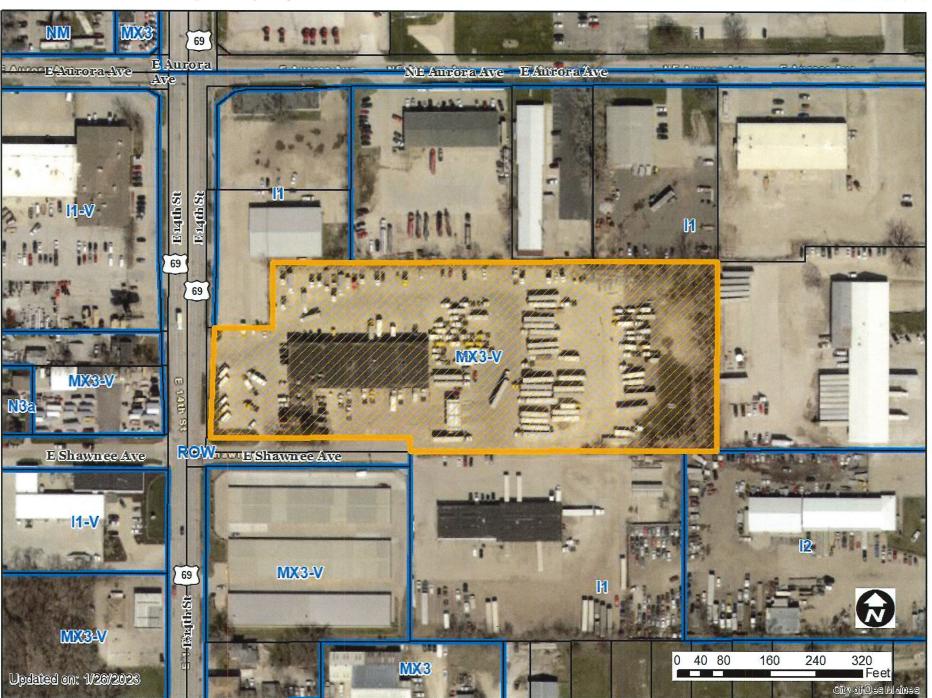
Motion passed: 12-0

Respectfully submitted,

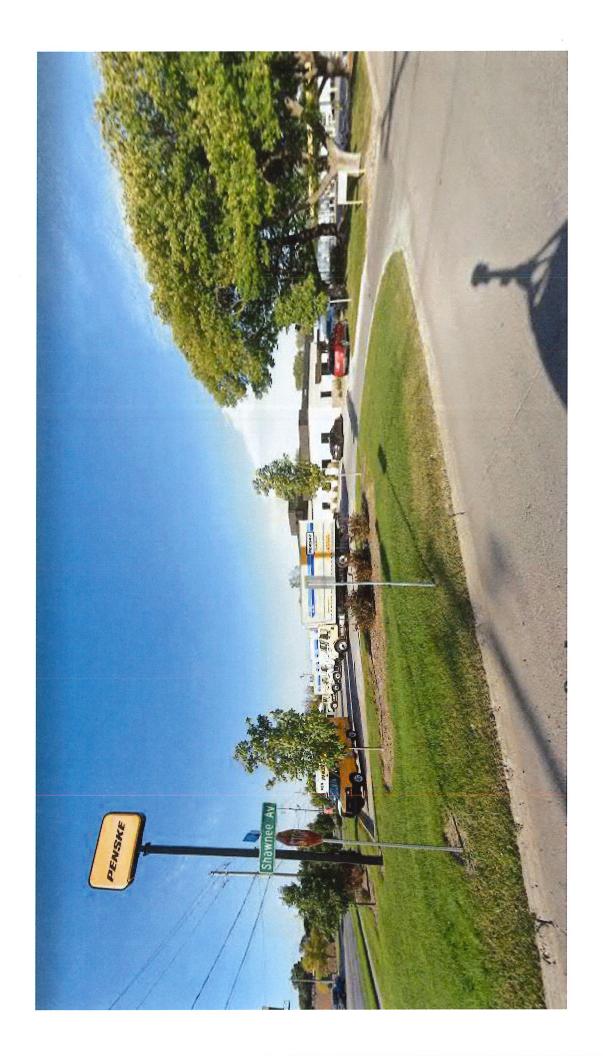
Jason Van Essen, AICP

Planning & Urban Design Administrator

JMV:tjh









DES MOINES,

SITE IMPROVEMENTS

TRUCK

PENSKE RENTAL

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SITE PLANS FOR

PENSKE TRUCK RENTAL

CITY OF DES MOINES, POLK COUNTY, IOWA 4101 NE 14TH STREET

OWNER/APPLICANT

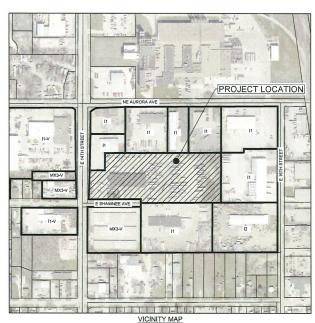
REAL ESTATE DEPT PENSKE TRUCK LEASING CO LP VIA CHRIS ZIEGEMEIER 2675 MORGANTOWN RD READING, PA 19607-9676 PH: (314)-799-8728 crisz Jogensko.com

APPLICANT/DEVELOPER

RIORDAN PARTNERS, LLC DENNIS RIORDAN 4418 DOUGLAS AVENUE DES MOINES, IA 50310 PH: (515) 965-9915 EMAIL: Dcriordan95@gmail.com

ENGINEER

SNYDER AND ASSOCIATES, INC 2727 SW SNYDER BLVD ANKENY, IA 50023 PH: (515) 964-2020





SHEET INDEX

Sheet Number	Sheet Title	
C100	TITLE SHEET	
C101	PROJECT INFORMATION	
C200	DEMOLITION PLAN	
C300	DIMENSION PLAN	
C400	GRADING PLAN	
C500	PLANTING PLAN	



I hereby certify that the portion of the tenhocal submission described below was prepared by no or under my direct submission described below was prepared by no or under my direct supervision and responsible charge. I am a duly licensed Policesional Landaceae Architect under the sieve of the Sale of form.

Timothy L. West, ASLA Date License Number 412

Pages or sheets covered by this seat

I hereby certify that this engin was prepared by me or under supervision and that I am a di Professional Engineer under t





TITLE SHEET

Project No: 122.0747.01 Sheet C100

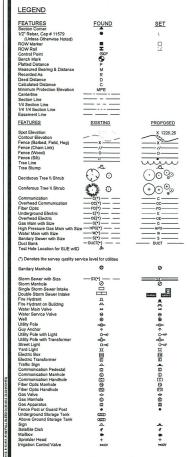
SITE PLAN APPROVAL:

APPROVED ☐ APPROVED WITH CONDITIONS – SEE EXHIBIT "A"

IN ACCORDANCE WITH SECTION 135-9, 2019 DES MOINES MUNICIPAL CODE, AS AMENDED.

NO CHANGES TO THIS PLAN UNLESS APPROVED IN WRITING FROM THE DEVELOPMENT SERVICES DIRECTOR.

DEVELOPMENT SERVICES DIRECTOR: ______ DATE: _____



UTILITY QUALITY SERVICE LEVELS

QUALITY LEVELS OF UTILITIES ARE SHOWN IN THE PARENTHESES WITH THE UTILITY TYPE AND WHEN APPLICABLE, SIZE. THE QUALITY LEVELS ARE BASED ON THE CI / ASCS 38-02 STANDARD. ASCE 38-02 STANDARD,
QUALITY LEVEL (D) INFORMATION IS DERIVED FROM EXISTING UTILITY RECORDS OR
ORAL RECOLLECTIONS.

QUALITY LEVEL (C) INFORMATION IS OBTAINED BY SURVEYING AND PLOTTING VISIBLE ABOVE-GROUND UTILITY FEATURES AND USING PROFESSIONAL JUDGMENT

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UTILITY WARNING

THE UTILITIES SHOWN HAVE BEEN LOCATED FROM FIELD SURVEY INFORMATION ANDIOR RECORDS OBTAINED. THE SURVEYOR MAKES NO GURAANITEE THAT THE UTILITIES OF SUBSURFACE FEATURES SHOWN COMPRISE ALL SUCH ITEMS IN THE AREA, ETHERE IN SERVICE OR ABANDONED. THE SURVEYOR FUTHER TO SES NOWN ARRAIN THAT IN UTILITIES OR SUBSURFACE FEATURES SHOWN AREA IN THAT IN UTILITIES OR SUBSURFACE FEATURES SHOWN AREA IN THAT IN UTILITIES OF EACH SUBSURFACE FEATURES SHOWN AREA IN THAT EXACT LOCATION INDICATED EXCEPT WHERE NOTED AS QUALITY LEVEL A.

UTILITY CONTACT INFORMATION

CLEAR

UTILITY CONTACT FOR MAPPING INFORMATION SHOWN AS RECEIVED FROM THE IOWA ONE CALL DESIGN REQUEST SYSTEM, TICKET NUMBER 552204450,

GAST-NATURAL GAS (515)-252-6632 MECDSMDESIGNLOCATES@MIDAMERICAN.COM NO RESPONSE ADB COMPANIES ANGIE BACH

ANGIE BACH (636)-584-9702 ABACH@ADB-US.COM CITY OF DES MOINES TRAFFIC

MARK FOLVAG (515)-283-4109 MAFOLVAG@DMGOV.ORG CO1-COMMUNICATION CENTURYLINK SADIE HULL

(918)-547-0147 SADIE.HULL@LUMEN.COM SANLSANITARY SEWER DES MOINES, CITY OF SEWER STEVE JOHNSON (515)-237-1359 SCJOHNSON@DMGOV.ORG

DES MOINES WATER WORKS ED CLARK (515)-323-6244 ONECALLMAPS@DMWW.COM FO1-FIBER CONSOLIDATED COMMUNICATIONS JUSTIN GREV (507)-386-3606 (507)-386-3606 JUSTIN,GREV@CONSOLIDATED.COM

> MIDAMER-ELEC (515)-252-6632 MECDSMDESIGNLOCATES@MIDAMERICAN.COM

VERIZON JOHN BACHELDER (972)-729-7000 ASG,INVESTIGATIONSTEAM@ASGINC.US

IOWA COMMUNICATIONS NETWORK SHANNON MARLOW (800)-572-3940 ICNOUTSIDEPLANTIOWAONECALL@IOWA.GOV

MEDIACOM KEVIN COLLINS (515)-246-6668 KCOLLINS1@MEDIACOMCC.COM UNITE PRIVATE NETWORKS, LLC JOE KILZER (816)-425-3556 UPNGIS@UPNFIBER.COM

CONTROL POINTS

NO RESPONSE

NO RESPONSE

CO2-COMMUNICATION

- CP1 N=595706,81 E=1613508.23 Z=67.15 CUT "X", S. SIDE PAVEMENT +/-35" E, OF E-W FENCE, N. OF DOCK DOOR #2
- CP2 N=595752.64 E=1613802.67 Z=65.76 CUT 'X', NW CORNER STORM STRUCTURE, SE COR PENSKE PROPERTY SE CORNER SITE
- CP3 N=596019.04 E=1613555.52 Z=66.37 CUT "X" N, SIDE PAVEMENT IN LINE W/ E, FACE OF IRONWORKERS LOCAL #67 BUILDING.
- CP4 N=595938.90 E=1613814.61 Z=65.45 1/2" REBAR W/ RPC +/-115" E, OF PAVEMENT @ DRIPLINE NE PORTION OF SITE.

- BUILDING LINES AND CORNERS ARE FOR USE IN PREPARING CIVIL SITE PLAN
 DOCUMENTS. BUILDING CORNERS AND BUILDING LINES SHOULD BE SPECIFICALLY
 VERIFIED. AS INCESSARY, PRIOR TO DESIGN FOR CONSTRUCTION OF ANY
 PROPOSED EXPANSION OR CONNECTION OF BUILDING COMPONENTS.
- FOR CLARITY PURPOSES, SURVEY SPOT ELEVATIONS ARE NOT SHOWN ON THIS SURVEY, BUT ARE CONTAINED WITHIN THE DIGITAL CADD FILES
- FOR THE PURPOSE OF THIS SURVEY, STORM SEWER, SANITARY SEWER AND WATER MAIN LINES ARE ASSUMED TO FOLLOW A STRAIGHT LINE FROM STRUCTURE TO STRUCTURE.
- 4. UTILITY SERVICE LINES TO BUILDINGS ARE APPROXIMATE ONLY. AN INTERNAL BUILDING INVESTIGATION, EXCAVATION ANDIOR SUBSURFACE LOCATING/DESIGNATION WOULD NEED TO BE PERFORMED TO DETERMINE THE LOCATION OF SERVICES ENTERING THE BUILDING.
- UNDERGROUND PIPE MATERIALS AND SIZES ARE BASED UPON VISIBLE EVIDENCE VIEWED FROM ACCESS MANHOLESISTRUCTURES, DUE TO THE CONFIGURATION AND CONSTRUCTION OF THE STRUCTURE, IT MAY BE DIFFICULT TO ACCURATELY DETERMINE THE PIPE MATERIAL ANDOR SIZE. THE SURVEYOR WILL USE THEIR JUDGMENT AND EXPERIENCE TO ATTEMPT TO DETERMINE, BUT COMPLETE ACCURATELY DETERMINE THE PIPE MATERIAL ANDOR SIZE. THE SURVEYOR WILL USE THEIR JUDGMENT AND EXPERIENCE TO ATTEMPT TO DETERMINE, BUT COMPLETE ACCURACY CANNOT DE GUARANTEES.
- BOUNDARY LINES SHOWN ON THE EXISTING SITE SURVEY ARE TO FACILITATE DESIGN OR CONCEPT NEEDS AND ENABLE CREATION OF SAID CONSTRUCTION DOCUMENTS. THESE LINES DO NOT CONSTITUTE A CERTIFIED BOUNDARY SURVEY AND MISSING MONUMENTS WILL NOT BE SET.

NOTES

- NOTIFY UTILITY PROVIDERS PRIOR TO BEGINNING ANY CONSTRUCTION NO IFY UILLY PHONICLES PHOR TO BEDINNING ANY CONSTRUCTION ACTIVITIES AND COORDINATE WITH UILLY PROVIDERS AS NECESSARY OF A CONSTRUCTION OF THE PROVIDER OF THE
- CONSTRUCTION OF ALL STREET AND UTILITY IMPROVEMENTS SHALL CONFORM TO THE URBAN STANDARD SPECIFICATIONS FOR PUBLIC IMPROVEMENTS AND THE SOILS REPORTS PREPARED BY OTHERS.
- LENGTH OF UTILITIES SHOWN ON PLANS ARE DIMENSIONED FROM CENTERLINE OF STRUCTURE TO CENTERLINE OF STRUCTURE.
- ALL TRAFFIC CONTROL SHALL BE PROVIDED IN ACCORDANCE WITH RECOURDMENT SET PORTH IN THE MANUAL DU MINFORM TRAFFIC CONTROL SEVICES MUTICID. WHEN MANUAL DU MINFORM TRAFFIC CONTROL SEVICES FOR RECOMMY, FLAGGERS SHALL BE PROVIDED, FLAGGERS SHALL GENEROM TO THE MUTICID IN APPEARANCE COUPMENT AND ACTIONS.
- CONSTRUCT MANHOLES AND APPURTENANCES AS WORK PROGRESSES. BACKFILL WITH SUITABLE MATERIAL AND COMPACT TO 95% MAXIMUM DENSITY.
- IN THE EVENT OF A DISCREPANCY BETWEEN THE QUANTITY ESTIMATES AND THE DETAILED PLANS, THE DETAILED PLANS SHALL GOVERN,
- ALL FIELD TILES ENCOUNTERED DURING CONSTRUCTION SHALL BE RECONNECTED AND NOTED ACCORDINGLY ON THE AS-BUILT DOCUMENTS,
- DIMENSIONS, BUILDING LOCATION, UTILITIES AND GRADING OF THIS SITE ARE BASED ON AVAILABLE INFORMATION AT THE TIME OF DESIGN DEVIATIONS MAY BE RICESSARY IN THE FIELD, ANY SUCH CHANGES OF COMPLICTS BETWEEN THIS PLAN AND FIELD CONDITIONS ARE TO BE CONSTRUCTION. THE CONTRACTION SHALL BE RESPONSIBLE FOR LAYOUT VERRICATION OF ALL SITE IMPROVEMENTS PRIOR TO CONSTRUCTION.
- CONTRACTOR TO LOAD AND TRANSPORT ALL MATERIALS CONSIDERED TO BE UNDESIRABLE TO BE INCORPORATED INTO THE PROJECT TO AN APPROVED OFF-SITE WASTE SITE,
- CONTRACTOR TO STRIP AND STOCKPILE TOPSOIL FROM ALL AREAS TO BE CUT OR FILLED. RESPREAD TO MINIMUM 8" DEPTH TO FINISH GRADES.
- THE CONTRACTOR IS RESPONSIBLE FOR CLEANING DIRT AND DEBRIS FROM NEIGHBORING STREETS, DRIVEWAYS, AND SIDEWALKS CAUSED BY CONSTRUCTION ACTIVITIES IN A TIMELY MANNER.
- 13. THE ADJUSTMENT OF ANY EXISTING UTILITY APPURTENANCES TO FINAL GRADE IS CONSIDERED INCIDENTAL TO THE SITE WORK.
- 14. THE CONTRACTOR SHALL BE RESPONSIBLE FOR INSTALLING EROSION CONTRACTOR SHALL ALSO BE RESPONSIBLE FOR MAINTAINENG ANY EXISTING SHALL ALSO BE RESPONSIBLE FOR MAINTAINENG ANY EXISTING SHALL ALSO BE RESPONSIBLE FOR MAINTAINENG ANY EXISTING SHALL S
- THIS SITE SHALL BE MAINTAINED IN COMPLIANCE WITH ALL CITY CODE APPLICABLE ON THE DATE OF SITE PLAN APPROVAL.
- ALL ROOFTOP MECHANICAL EQUIPMENT MUST BE SCREENED ON ALL SIDES WITH ARCHITECTURAL SCREENING EQUAL TO THE HEIGHT OF THE BUILDING DESIGN, COLORS, AND MATERIAL.
- 17. MECHANICAL EQUIPMENT SHALL NOT BE LOCATED IN THE FRONT YARD OR STREET SIDE YARD, AND SHALL BE SCREENED FROM YIEW FROM ANY PUBLIC WAY WITH LANDSCAPING, FENCING, OR WALLS CONSISTENT WITH THE BUILDING DESIGN, COLORS, AND MATERIALS,
- ANY AMENDMENTS OR CHANGES TO THE PROJECT SITE THAT DOES NOT MEET WHAT IS SHOWN ON THE SITE PLAN NEED TO BE APPROVED WITH THE PERMIT AND DEVELOPMENT CENTER PRIOR TO INSTALLATION/CONSTRUCTION.
- 20. THE REQUIRED LANDSCAPING, BOTH EXISTING AND PROPOSED, SHALL BE MAINTAINED FOR THE LIFE OF THE CERTIFICATE OF OCCUPANCY
- 21. ALL DISTURBED AREAS SHALL BE RESTORED BY SEEDING OR SODDING

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FOLLOWS

COMMENCING AT A POINT OF REFERENCE AT THE WEST GUARTER
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PROPERTY DESCRIPTION

-EX N 114F E 115F W 146F- & -EX S 25F E 353.5F W 386.5F- & -EX W 33F- & -EX COM W 1/2 COR THIN ALMG N LN SW 1/4 SEC 2/4 E 33F S 445.18F TO POB THN E 13.62F TO R FOW LN E 14TH ST THN SW 1/77.8FF S 1/3.1FT O N FOW LN E SHAWNEE AVE THN W 7.70F TO E POW LN HWY 69 THN N 191.74F TO POW W 7.8 T 1/2 N 1/2 S W 1/4 S 5/14 S 5/2 4/F-2/2 C

PROPERTY ADDRESS

4101 E 14TH ST DES MOINES, IA 50313

GENERAL USE

UCKING & TRANSPORTATION TERMINAL - 21,280 SF GENERAL OFFICE - 8,000 SF AUTO SERVICING - 13,280 SF

BUILDING TYPE

ZONING

EXISTING MX3-V - MIXED USE PROPOSED I1 - INDUSTRIAL (TO BE REZONED AS PART OF PROJECT, CALCULATIONS AND REGULATIONS SHOWN FOR IT)

BULK REGULATIONS

	REQUIRED	PROVIDE
FRONT YARD	25'	136
SIDE YARD	D'	27'
REAR YARD	0,	495

BUILDING HEIGHT

BULK REGULATION - MAX HEIGHT, 5 STORIES AND 75' BUILDING HEIGHT - SINGLE STORY, 12' TO 20' HEIGHT

PARKING REQUIREMENTS

1 SPACE PER 400 SF OF OFFICE SPACE OR 0,33 PER EMPLOYEE 1 SPACE PER 600 SF OF VEHICLE SALES & SERVICE

A DOD / 400 = 20 SPACES FOR OFFICE/CUSTOMES LESS THAN 60 EMPLOYEES SO, 20 SPACES MIN 13,280 / 600 = 22.1 SPACES FOR SALES VEHICLES

21 SPACES PROVIDED FOR OFFICE/CUSTOMER (INCLUDING 1 ADA) 72 SPACES PROVIDED FOR SALES VEHICLES

BASE CALCULATIONS

=268,233 SF (6.16 AC) =21,280 SF =167,498 SF =22,067 SF TOTAL AREA EXISTING BUILDING

TOTAL IMPERVIOUS AREA =210,845 (78.6%)

MAXIMUM IMPERVIOUS ARE PER CODE = 65%
MAXIMUM ADDITIONAL SEMI IMPERVIOUS AREA PER CODE = 15%
OPEN SPACE REQUIRED ON PREVIOUS SITE PLAN = 20%

TOTAL OPEN SPACE PROVIDED = 21.4%

BIKE PARKING REQUIREMENTS

1 SPACE PER 50,000 SF 21,280 / 50,000 = 1 SPACE REQUIRED SPACE PROVIDED

POLLUTION PREVENTION NOTES

- 1.CODE COMPLIANCE. THE CONTRACTOR IS RESPONSIBLE FOR COMPLIANCE WITH ALL POTENTIAL POLLUTION AND SOIL EROSION CONTROL REQUIREMENTS OF THE IOWA CODE, THE US, CLEAN WATER ACT AND ANY LOCAL ORDINANCES. THE CONTRACTOR SHALL TAKE ALL RECESSANS TEPS TO PORTECT ACTIONNET RESIDEN AND POLLUTION FROM THIS PROJECT GET AND ALL OFF-SITE DORROW OF DEPOSIT AREAD CO. FOR A RESULT OF PERFORMANCE.
- 2. DAMAGE CLAIMS: THE CONTRACTOR WILL HOLD THE OWNER AND DANGER CHAIRS HE CURI NOR LIFE WITH CHAIR HE CHAIR AND JAMES TO A DURING PROBLEM TO THE WATER SHEET WITH SEND HAMBEST TO A DURING PROBLEM FOR THE WATER SHEET WITH SEND HAMBEST TO A DURING PRINT PROPERTY, INCLUDING REASONABLE ATTORNEY FEES INCURRED TO WOMER PUTHER JET HE CONTRACTOR THAT TO TAKE NECESSARY STEPS TO PROMPTLY REMOVE EARTH SEDIMENTATION OF DEBIES WHICH COMES GOTO ADDITION PUBLIC OR PRINTER PROPERTY THE COWNER MAY BUT HESE DOT, REMOVE SUCH TEMMS AND DEDUCT THE COST THE PROPERTY HE COST THE PROPERTY OF THE PROPERTY OF THE COST THE PROPERTY OF THE PROPERTY OF THE PROPERTY OF THE PROPERTY OF THE COST THE PROPERTY OF THE PROPERTY
- B. POLLUTION PREVENTION PLAN
- THERE IS NOT A SWPPP OR GENERAL PERMIT #2 PERMIT ON THIS PROJECT, THE CONTRACTOR IS RESPONSIBLE FOR COMPLIANCE WITH ALL EROSION CONTROL LAW REQUIREMENTS, INCLUDING, BUT NOT LIMITED TO, THE FOLLOWING BMP'S UNLESS INFEASIBLE OR NOT APPLICABLE;
- a. INSTALL PERIMETER AND FINAL SEDIMENT CONTROL MEASURES SUCH AS SILT BARRIERS, DITCH CHECKS, DIVERSION BERNS, OR SEDIMENTATION BASINS DOWNSTERAU OF SOIL DISTURBING ACTIVITIES PRIOR TO SITE CLEARING AND GRADING OPERATIONS,
- PRESERVE EXISTING VEGETATION IN AREAS NOT NEEDED FOR CONSTRUCTION AND LIMIT TO A MINIMUM THE TOTAL AREA DISTURBED BY CONSTRUCTION OPERATIONS AT ANY TIME.
- MAINTAIN ALL TEMPORARY AND PERMANENT EROSION CONTROL MEASURES IN WORKING ORDER, INCLUDING CLEANING, REPAIRING, REPLACEMENT, AND SEDIMENT REMOVAL THROUGHOUT THE PERMIT PERIOD, CLEAN OR REPLACE SIT CONTROL DEVICES WHEN THE MEASURES HAVE LOST 50% OF THEIR ORIGINAL CAPACITY.
- d. PREVENT ACCUMULATION OF EARTH AND DEBRIS FROM CONSTRUCTION ACTIVITIES ON ADJOINING PUBLIC OR PRIVATE PROPERTIES, INCLUDION STREETS, DRIVEWAYS, SISEWALKS, DRAINGAWAYS, OR UNDERGROUND SEWERS, REMOVE ANY ACCUMULATION OF EARTH OR DEBRIS IMMEDIATELY AND TAKE REMEDIAL ACTIONS POR FUTURE PREVENTION.
- INSTALL NECESSARY CONTROL MEASURES SUCH AS SILT BARRIERS, EROSION CONTROL MATS, MULCH, DITCH CHECKS OR RIPRAP AS SOON AS AREAS REACH THEIR FINAL GRADES AND AS CONSTRUCTION OPERATIONS PROGRESS TO ENSURE CONTINUOUS RUNOFF CONTROL PROVIDE INLET AND OUTLET CONTROL MEASURES AS SOON AS STORM SEWERS ARE INSTALLED.
- 1. RESPREAD A MINIMUM OF 8 INCHES OF TOPSOIL (INCLUDING TOPSOIL FOUND IN SOD) ON ALL DISTURBED AREAS, EXCEPT WHERE PAVEMENT, BUILDINGS OR OTHER IMPROVEMENTS ARE LOCATED.
- g. STABILIZE UNDEVELOPED. DISTURBED AREAS WITH MULCH TEMPORARY SEED MIX, PERMANENT SEED MIX, SOD, OR PAVEMENT IMMEDIATELY AS SOON AS POSSIBLE UPON COMPLETION OR DELAY OF GRADING OPERATIONS. INITIATE STABILIZATION MEASURES IMMEDIATELY AFTER CONSTRUCTION ACTIVITY IS FINALLY
 COMPLETED OR TEMPORARILY CEASED ON ANY PORTION OF THE SITE
 AND WHICH WILL NOT RESUME FOR A PERIOD EXCEEDING 14
 CALENDAR DAYS.
- N. COORDINATE LOCATIONS OF STAGING AREAS WITH THE GENERAL CONTRACTOR, UNLESS NOTED OTHERWISE, STAGING AREAS SHOULD AREA STAGING AREA STAGING AREAS SHOULD AREA WAINTENANCE AREA, THEPOCRAY SAME AND CONTRETENALS STORAGE, AND CONCRETE WASHOUT FACILITY, CONTROL RUNGEF FROM STAGING AREAS WITH DUPERSON BERNER ANDOR SILT. BARRIERS AND DIRECT TO A SEDIMENT BASIN OR OTHER CONTROL
 DEVICE WHERE POSSIBLE. CONCRETE WASHOUT MUST BE

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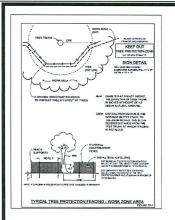
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Project No: 122.0747.01 Sheet C101



TREE SUMMARY GENERAL NOTES

- A. TREE LOCATIONS SURVEYED ARE SHOWN ON THE PLAN, THE GENUS AND TRUNK DIAMETER AT BREAST HEIGHT (DBH) ARE INDICATED.
- REMOVED TREES THAT ARE NOT BEING REPLACED MEET THE FOLLOWING CRITERIA-EXISTING TREE IS DEAD. THEE MEASURES LESS THAN 12" DBH. THE SPECIES IS DEEMED UNDESIRABLE.

- C. TREES OUTSIDE OF SITE BOUNDARY LIMITS WILL BE PROTECTED.

- D. AFTER REMOVALS THE SITE CONTAINS THE FOLLWING

 LESS THAN 10" NO CREDIT = 27 TOTAL TREES, I CANOPY CREDIT

 10" OR GREATER (§ 30.05 E-ANOPY) = 17 TOTAL TREES 5,100 SF CANOPY CREDIT

 20" OR GREATER (§ 70.05 F CANOPY) = 14 TOTAL TREES 5,000 SF CANOPY CREDIT

 30" OR GREATER (§ 10.05 E-ANOPY) = 17 TOTAL TREES 5,000 SF CANOPY CREDIT

 30" OR GREATER (§ 10.05 E-ANOPY) = 17 TOTAL TREES 7,000 SF CANOPY CREDIT

TOTAL EXISTING TREE CANOPY = 21,900 SF 21,900 SF / 268,233 = 8.16%

LEGEND

X PROPOSED TREE REMOVAL

PAVEMENT REMOVAL EXTENTS

ASPHALT MILLING REMOVAL EXTENTS

TREE MITIGATION PLAN CONSTRUCTION NOTES

- REPLACE AT THE 1:1 RATIO, 12" to 18"
 3 TREES TO REMOVED, ALL DEADIDYING,
 0 TREES REQUIRED FOR REPLACEMENT.
- REPLACED AT 2:1 RATIO. 18" to 24"
 D TREES TO REMOVED.
- REPLACE AT 3:1 RATIO. 24" to 30"
 3 TREES TO REMOVED, ALL DEAD/DYING.
 0 TREES REQUIRED FOR REPLACEMENT.
- D. REPLACE AT 4:1 RATIO, 30" to 36"

 1 TREE TO REMOVE.

 4 TREES REQUIRED FOR MITIGATION,
- 2. REMOVE TREE LESS THAN 12", DO NOT REPLACE.
- 3. TREE TO BE PROTECTED

DEMOLITION PLAN CONSTRUCTION NOTES 4. EXISTING FEATURES. PROTECT THE FOLLOWING:

- A PAVEMENT TO REMAIN. SAVICUT ALL PAVEMENTS TO FULL DEPTHAT REMOVAL LIMIT TO AVOID DAMAGE TO ADJACENT PAVEMENTS. AND DAMAGE TO PAVEMENT SHALL BE REPARRED AT CONTRACTORS EXPENSE.

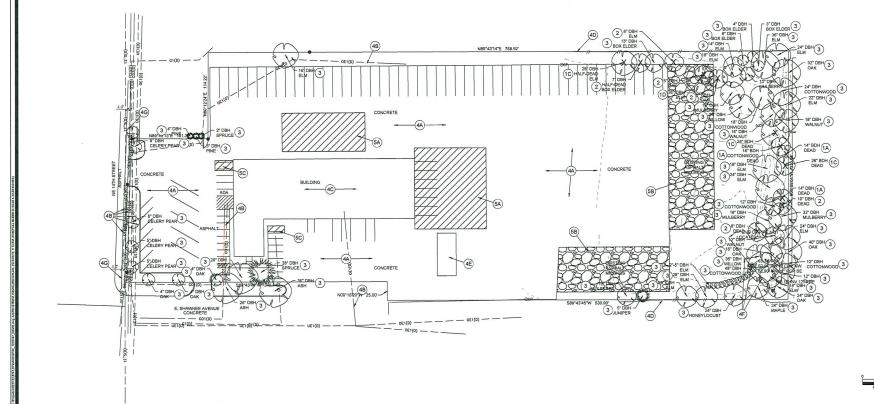
 CONSTRUCTION. AND DAMAGE TO PUTILITIES DUE TO CONSTRUCTION. SAVID LAB REPARRED AT CONTRACTORS EXPENSE. CORROTINATE ANY BEACCATIONS OF ADJASTMENTS WITH UTILITY SERVICE PROVIDER AS NECESSARY.

- NECESSARY.

 C. EXISTING BUILDING

 D. BISTING FENCE
 E DISTING THEE FUELING ISLAND DISPENSERS WITH
 COVERED CAMOPY COVERED.

 F. EXISTING STORM WATER BASIN OUTLET STRUCTURE, PIPE
 AND PERFORATED TILE. ENSURE WATER QUALITY TILE IS
 SOT CRUSHED, AVIOLD HEAVY TRAFFIC IN VICINITY OF STORM SEWER PIPES.
 G. EXISTING SIDEWALK
- 5. DEMOLITION, REMOVE THE FOLLOWING:
- A. REMOVE AND REPLACE PAVEMENT FOR GENERAL PAVEMENT MAINTENANCE. GENERAL AREA SHOWN FOR REFERENCE, CORDINATE EACT LOCATIONS WITH OWNER. B. REMOVE ASPHALT MILLED SURFACING.
 C. REMOVE PAVEMENT AS SHOWN FOR INSTALLATION OF LANDSCAPED PARKING ISLAND.





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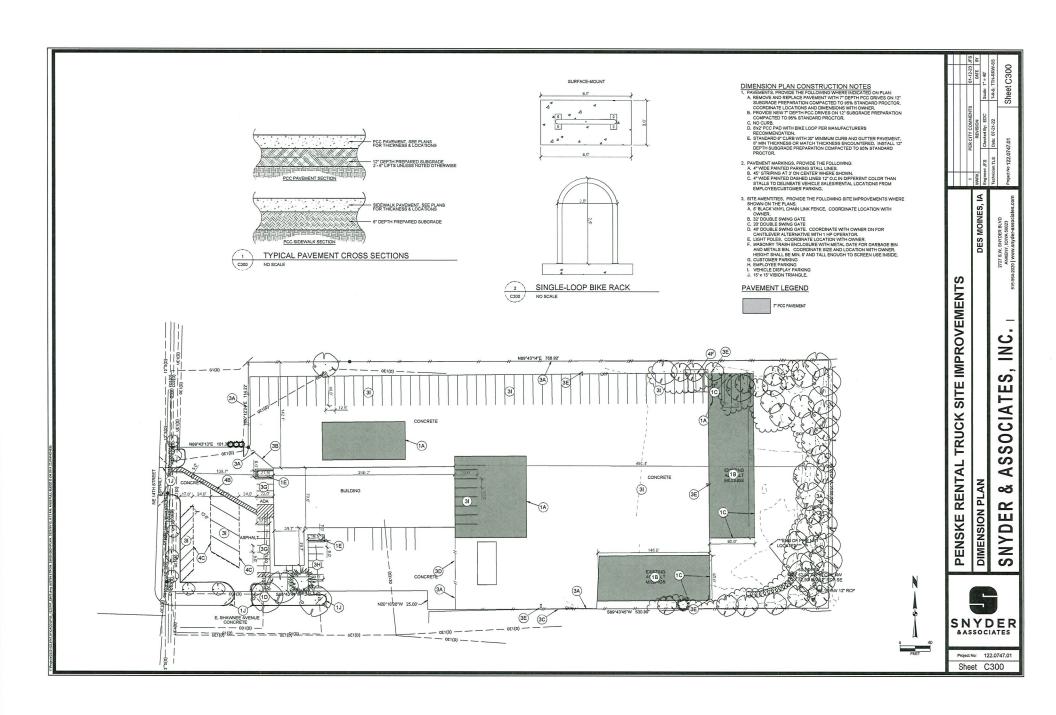
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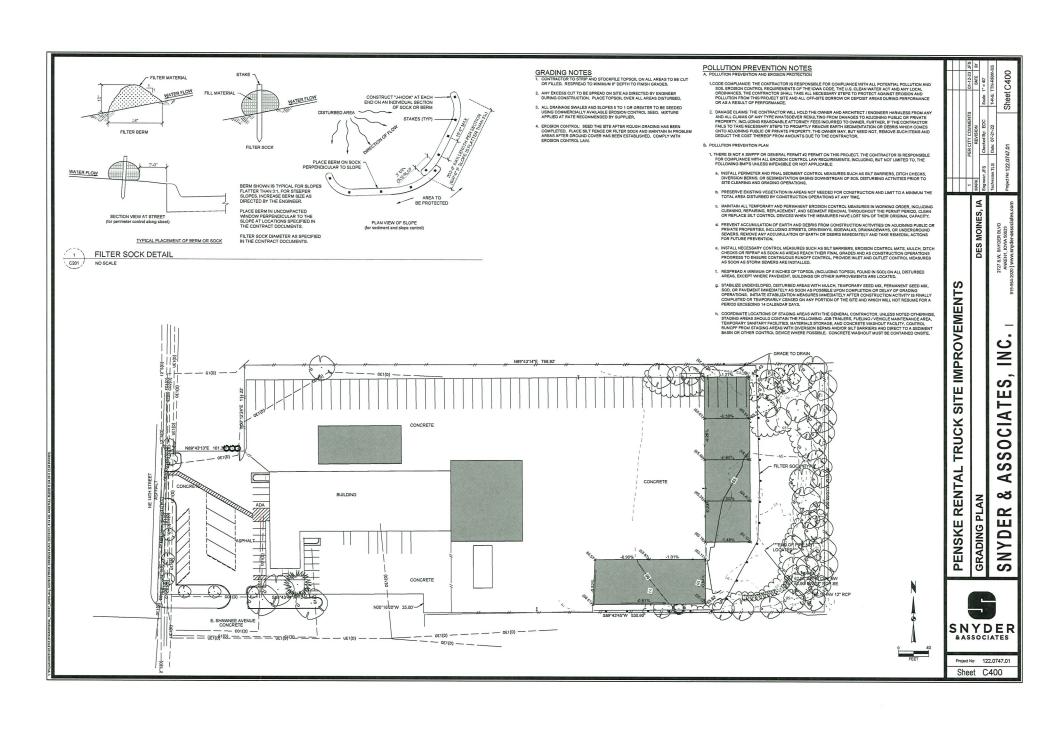
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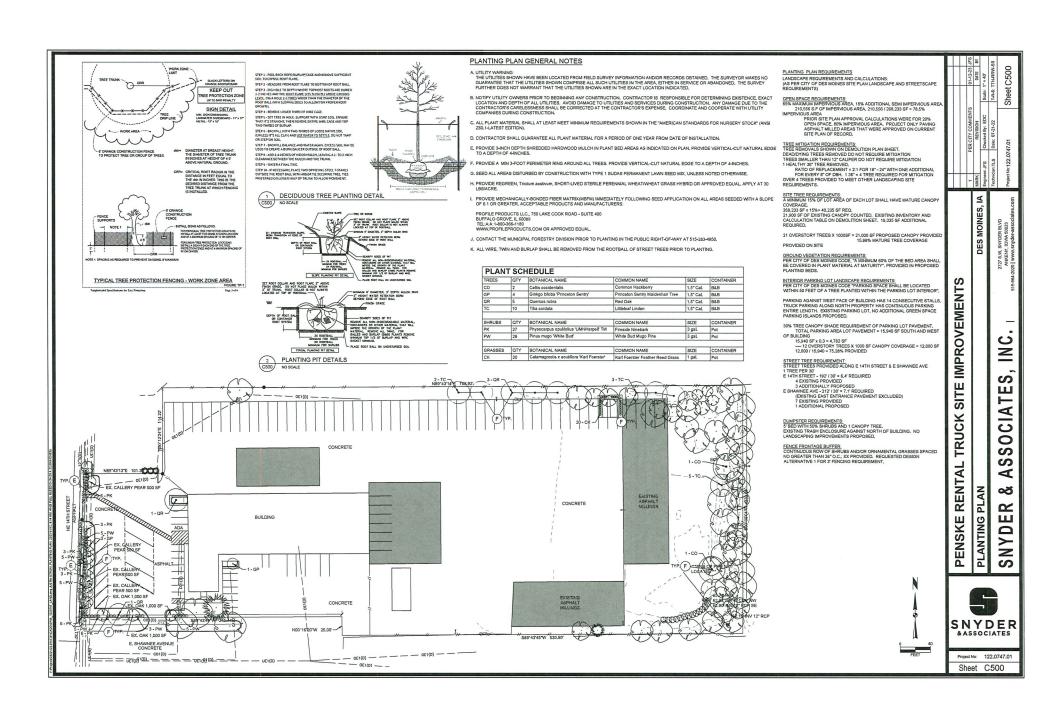
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Project No: 122.0747.01 Sheet C200









February 3, 2023

Ms. Sreyoshi Chakraborty Senior City Planner, Development Services Community Development (Building Services) 602 Robert D. Ray Drive Des Moines, Iowa 50309

RE: PENSKE TRUCK RENTAL REZONING – ZONG-2023-000001

NEIGHBORHOOD MEETING SUMMARY

4101 E 14TH STREET

S&A Project No. 122.0747.01

Dear Sreyoshi:

On behalf Chris Ziegemeier, as Applicant, please find accompanying the Neighborhood Meeting Summary and associated information for the above referenced project regarding the rezoning update of the lot at 4101 E 14th Street.

A meeting was held at 4101 E 14th Street from 6:00 p.m. to 6:30 p.m. on Thursday February 2, 2023. The meeting was held at the Penske Truck Rental Building on the lot that is being rezoned. Per city guidelines, it is recommended that the meeting be held 10 days prior to the public hearing set for February 16th. February 6th is on a Monday so we backtracked to the nearest working day other than Monday/Friday as those would produce the least amount of the public to be able to be available to attend the meeting. Thursday February 2, after typical business hours was set for the meeting date and time.

Letters were mailed on January 25, 2023 to all parties within the limits of the project as provided by City of Des Moines Staff as well as all ranking members of the associated neighborhood association.

Justin Strom, with Snyder and Associates and Chris Ziegemeier as the owner representative were in attendance. The two of us sat in the conference room from 6:00 p.m. to 6:30 p.m. with staff at the front door directing anyone looking for the meeting to the conference room. Ultimately no one showed up during the 30 minute time frame that was listed on the letter, and the meeting was concluded at 6:30 p.m. with no discussion.

A presentation board was available with a rezoning map of the lot and those surrounding areas, along with a page of the dimension and landscaping plans associated with the site plan related to the rezoning for those who could have been in attendance. A sign in sheet and short presentation was prepared but uneeded with no one in attendance. No sign in sheet has been provided with this summary, as no one was present.



After the meeting no addition action was taken. No action was needed.

We respectfully request the City's review and approval of these items. Please let me know if you have any questions or require further information. Thank you.

Sincerely,

SNYDER & ASSOCIATES, INC.

Justin F. Strom

Enclosure

cc: Chris Ziegemeier (w/enclosures emailed)

file (electronic)



January 25, 2023

RE: INVITATION TO A NEIGHBORHOOD MEETING

Regarding property located at 4101 E 14th Street between E Shawnee Ave and NE Aurora Ave.

Date/Time:

Thursday, February 2nd, 2023

6:00 p.m.-6:30 p.m.

Location:

Penske Truck Rental

4101 E 14th Street, Des Moines

On behalf of the Owner's we would like to invite you to a scheduled neighborhood meeting for those residents within the notification limits interested in discussing the rezoning of the property at 4101 E 14th Street, also known as the Penske Truck Rental site. The purpose of this discussion is to inform the adjacent neighborhood of the rezoning and for the neighborhood to ask questions of representatives from the owners and Snyder and Associates, Inc. If you would like to attend, please join us on Thursday, February 2nd, 2023 at 6:00 p.m. at the Penske Truck Rental at 4101 E 14th Street, Des Moines.

The current existing property is zoned MX3-V "Mixed Use" and the existing approved general use is "Trucking and Transportation Terminal". The current existing approved usage is not allowed in the existing zoning district per City Code. As part of minor site plans improvements for pavement maintenance, lighting and fencing, the City is requiring the property be rezoned to the proper zoning. The proposed rezoning is to I1 – "Industrial" which would properly match the use of "Trucking and Transportation Terminal" per City Code and would be inline with the immediately adjacent property zoning designations.

Sincerely,

SNYDER & ASSOCIATES, INC.

Justin F. Strom, P.E.

Address listed include those received by the City within the required perimeter length as well as ranking members of the neighborhood association.

GMDB PROPERTIES LLC 4100 E 16TH ST DES MOINES IA 50313-3905 MARVIN THOMASON 935 SATURN DR UNIT 130 COLORADO SPRINGS CO 80905-7847 BHAJAN AULAKH 8500 CHAMBERY BLVD JOHNSTON IA 50131-8804

BAM HOLDINGS LLC 4300 NE 14TH ST DES MOINES IA 50313-2606 GALINSKY FAMILY REAL ESTATE LLC 12925 PINEVIEW DR CLIVE IA 50325-7503 NEW TKG-STORAGEMART PARTNERS PORTFOLIO LLC 215 N STADIUM BLVD STE 207 COLUMBIA MO 65203-1160

N3 PROPERTIES LLC 1001 NE 44TH AVE DES MOINES IA 50313-2914 INTERNATL ASC IRON WORKERS # 67 1501 E AURORA AVE DES MOINES IA 50313-3912

C & S PROPERTIES II LC 4140 E 14TH ST DES MOINES IA 50313-3804

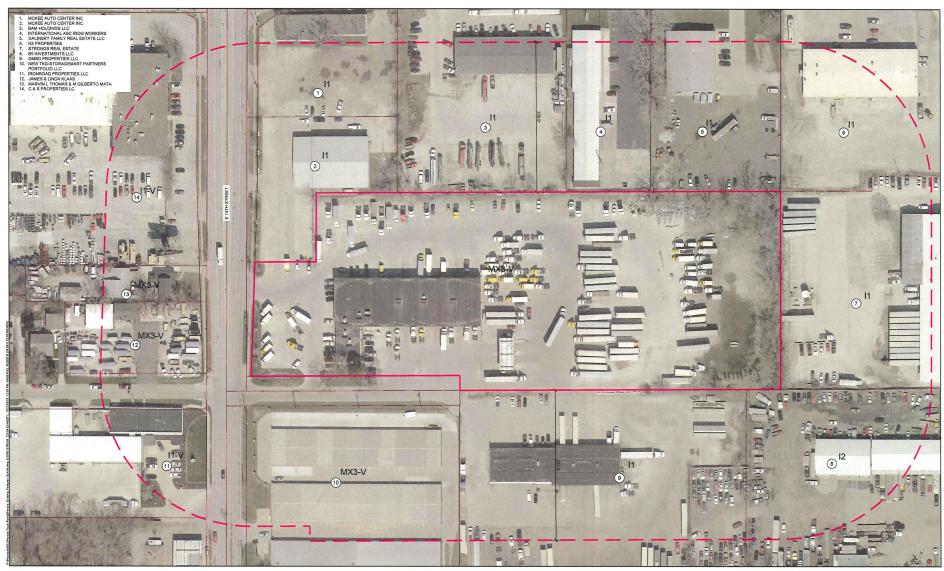
STRONGS REAL ESTATE LC 1607 NE CHAMBERS PKWY ANKENY IA 50021-7437 MCKEE AUTO CENTER INC 4141 E 14TH ST DES MOINES IA 50313 IRONROAD PROPERTIES LLC 4044 E 14TH ST DES MOINES IA 50313-3802

JAMES KLAAS 4106 E 14TH ST DES MOINES IA 50313-3804 MCKEE AUTO CENTER INC 4131 E 14TH ST DES MOINES IA 50313 3803 B5 INVESTMENTS LLC 4100 E 16TH ST DES MOINES IA 50313-3905

PENSKE TRUCK LEASING COMPANY LP 2675 MORGANTOWN RD READING PA 19607-9676

SHERRI ROSENER 1206 OAK PARK AVE DES MOINES IA, 50313 PHIL HERMAN 4101 AMHERST STREET DES MOINES, IA 50313

ASHLEY KENNEBECK 3818 7TH STREET DES MOINES, IA 50313 NICOLE RIPPERGER-WARRICK 1604 HULL AVE. DES MOINES, IA 50313

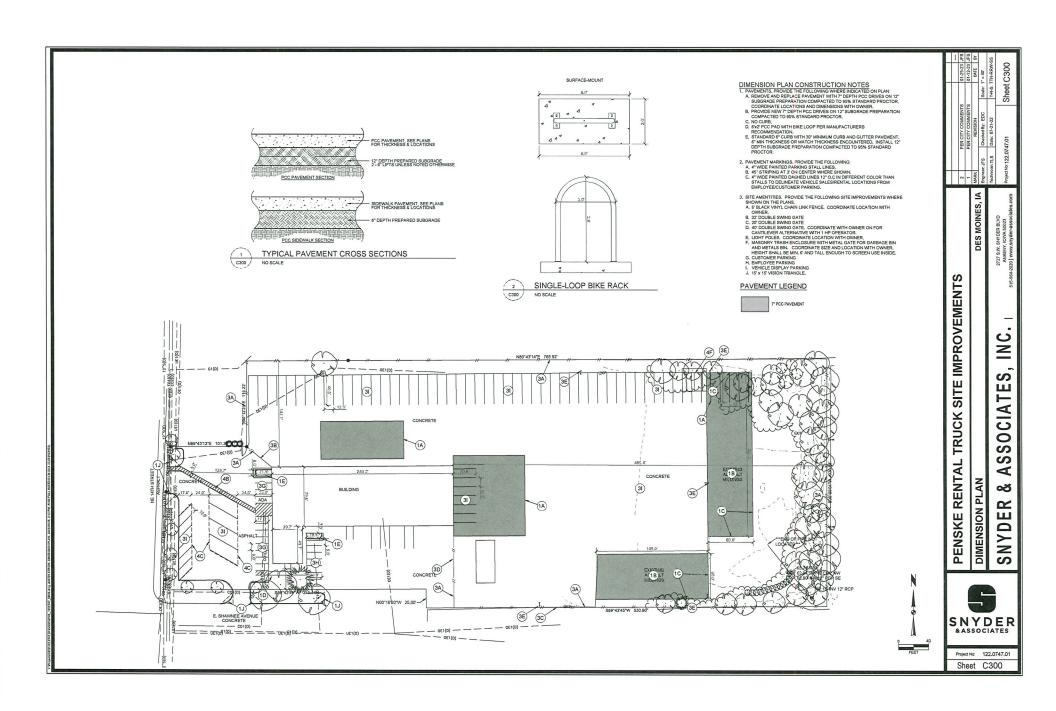


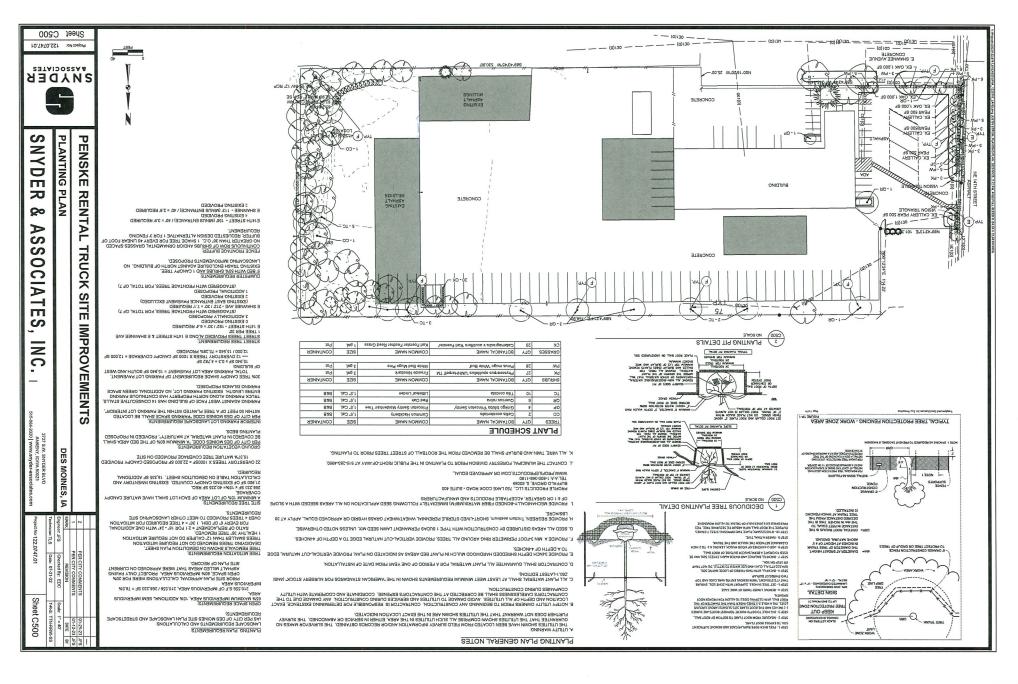




PENSKE TRUCK RENTAL

EXISTING SITE





Item: ZONG-2023-000001	Date: 2/8/23			
Please mark one of the following: I support the request I am undecided I oppose the request	Staff Use Only RECEIVED COMMUNITY DEVELOPMENT FEB 1 4 2023			
Titleholder Signature: Bret Nehring Name/Business: 6=n Holdings Impacted Address: 1425 F Hurang				
Comments:				
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