



Roll Call Number

20-1561

Agenda Item Number

16

Date October 5, 2020

RESOLUTION SETTING HEARING ON REQUEST FROM BROWN DOG REALTY, LLC (OWNER) TO AMEND PLANDSM FUTURE LAND USE DESIGNATION AND TO REZONE PROPERTY LOCATED AT 2110 WAKONDA VIEW DRIVE

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on September 17, 2020, its members voted 11-0 in support of a motion to recommend **APPROVAL** of a request from Brown Dog Realty, LLC (Owner), represented by David Kriens (officer), to amend the PlanDSM: Creating Our Tomorrow future land use designation for real property locally known as 2110 Wakonda View Drive (“Property”) from Community Mixed Use to Industrial; and

WHEREAS, the City Plan and Zoning Commission has further advised that at a public hearing held on September 17, 2020, its members voted 11-0 in support of a motion to recommend **APPROVAL** of a request from Brown Dog Realty, LLC (Owner), represented by David Kriens (officer), to allow rezoning from “MX2” Mixed-Use District to “I1” Industrial District to allow the expansion of the existing plumbing and mechanical shop site improvements, subject to the following conditions:

1. Permitted uses shall be limited to those uses allowed in common with eh “MX3” District, and a plumbing and mechanical shop use.
2. Outdoor storage of material and equipment is prohibited except as an accessory use to a plumbing and mechanical shop.
3. Any storage of material permitted by condition #2 shall be located directly south of the building in a 12-foot by 30-foot area with screen walls on three sides as identified on an approved Site Plan. Material in this area shall be stacked no higher than 6-feet above grade.
4. Any storage of equipment permitted by condition #2 shall be limited to trailers stored within the south 60 feet of the property.

WHEREAS, the Property is legally described as follows:

ZON2020-00100 (2110 Wakonda View Drive)

THE EAST ½ HALF OF LOT 30 AND THE WEST 30 FEET OF LOT 31, WAKONDA KNOLLS, AN OFFICIAL PLAT, NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA.



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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 proposed zoning 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 October 19, 2020, by electronic means in accordance with the Governor's and Mayor's Proclamations and to encourage and maintain social distancing to curb the spread of COVID19 in the community, with or without public access to the meeting location.
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. The City Clerk is instructed to provide this notice including information about participation in the electronic meeting as indicated above.

MOVED BY Gatto TO ADOPT.

FORM APPROVED: Judy K. Parks-Kruse (ZON2020-00100)
 Judy K. Parks-Kruse (21-2020-4.19)
 Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
BOESEN	✓			
GATTO	✓			
GRAY	✓			
MANDELBAUM	✓			
VOSS	✓			
WESTERGAARD	✓			
TOTAL	7			

CERTIFICATE

I, P. Kay Cmelik, 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.

MOTION CARRIED 7 APPROVED
J. M. Frankie Cownie
 Mayor

P. Kay Cmelik
 City Clerk