



Roll Call Number

20-1621

Agenda Item Number

56

Date October 5, 2020

**RESOLUTION HOLDING HEARING TO REPEAL THE ORDINANCE
ESTABLISHING THE SHERMAN HILL HISTORIC DISTRICT AND RE ENACT SAID
DISTRICT TO ALIGN ITS BOUNDARIES WITH THE BOUNDARY OF THE
SHERMAN HILL HISTORIC DISTRICT AS LISTED ON THE NATIONAL
REGISTER OF HISTORIC PLACES**

WHEREAS, on January 25, 1979, Sherman Hill Historic District was entered in the National Register of Historic Places; and

WHEREAS, on October 4, 1982, by Roll Call number 82-4718, the City Council adopted Ordinance Number 10,219, establishing a local Sherman Hill Historic District and aligning its boundary with the boundary used in the National Register of Historic Places; and

WHEREAS, on March 7, 2012, the United States Department of the Interior National Park service accepted an amendment to the Sherman Hill Historic District resulting in an increase and decrease in the boundary of the District; and

WHEREAS, the Council, on July 15, 2019, by Council Communication number 19-319 and Roll Call number 19-1117, resolved to initiate the process for bringing the local Historic District Boundary into alignment with the amended national listing; and

WHEREAS, on January 15, 2020, the Historic Preservation Commission heard and considered this request, and voted 6-0 to forward a recommendation of approval of the realignment; and

WHEREAS, on February 6, 2020, the Plan and Zoning Commission heard and considered this request, and voted 11-0 to forward a recommendation of Approval to the City Council.

WHEREAS, on September 14, 2020, by Roll Call No. 20-1444, it was duly resolved by the City Council that the communication from the Plan and Zoning Commission be received and that the request to align the boundaries of the Sherman Hill Local Historic District to conform with those of the National Register of Historic Places by repeal of the present District and re-enactment of said District, be set down for hearing on October 5, 2020, at 5:00 p.m., 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; and

WHEREAS, due notice of said hearing was published in the Des Moines Register, as provided by law, setting forth the time and place for hearing on said proposed repeal and re-enactment of said Local Historic District Ordinance; and



Roll Call Number

20-1621

Agenda Item Number

56

Date October 5, 2020

WHEREAS, the boundary of the property to be included in the Historic District established by the re-enactment is Legally Described as follows:

Boundary Description:

BEGINNING AT THE INTERSECTION OF THE CENTERLINE OF THE EAST/WEST ALLEY RIGHT OF WAY BETWEEN WOODLAND AVENUE AND HIGH STREET AND THE SOUTHERLY EXTENSION OF THE WEST LINE OF LOT 2, BLOCK A, WEST AND BURTON'S ADDITION TO DES MOINES, AN OFFICIAL PLAT; THENCE NORTH ALONG SAID SOUTHERLY EXTENSION AND ALONG THE WEST LINE OF SAID LOT 2 AND ALONG THE NORTHERLY EXTENSION OF SAID WEST LINE OF SAID LOT 2 TO THE CENTERLINE OF WOODLAND AVENUE RIGHT OF WAY; THENCE WEST ALONG SAID CENTERLINE OF WOODLAND AVENUE RIGHT OF WAY TO EAST RIGHT OF WAY LINE OF MARTIN LUTHER KING JR PARKWAY, SAID EAST RIGHT OF WAY ESTABLISHED BY PLAT OF SURVEY RECORDED IN BOOK 12736 PAGE 582 AT THE RECORDER'S OFFICE OF POLK COUNTY, IOWA; THENCE NORTH ALONG SAID EAST RIGHT OF WAY LINE OF MARTIN LUTHER KING JR PARKWAY TO THE CENTERLINE OF COTTAGE GROVE AVENUE RIGHT OF WAY; THENCE SOUTHEAST ALONG SAID CENTERLINE OF COTTAGE GROVE RIGHT OF WAY TO THE CENTERLINE OF 19TH STREET; THENCE NORTH ALONG SAID CENTERLINE OF 19TH STREET TO THE CENTERLINE OF OLIVE AVENUE RIGHT OF WAY; THENCE EAST ALONG SAID CENTERLINE OF OLIVE AVENUE RIGHT OF WAY TO THE SOUTHERLY EXTENSION OF THE EAST LINE OF VACATED 18TH STREET RIGHT OF WAY; THENCE NORTH ALONG SAID SOUTHERLY EXTENSION OF VACATED 18TH STREET RIGHT OF WAY AND CONTINUING ALONG SAID EAST LINE OF VACATED 18TH STREET RIGHT OF WAY TO THE NORTH LINE OF LOT 12, BLOCK 1, GLENDALE, AN OFFICIAL PLAT; THENCE EAST ALONG SAID NORTH LINE OF SAID LOT 12 AND CONTINUING ALONG THE EASTERLY EXTENSION OF SAID NORTH LINE OF SAID LOT 12 TO THE CENTERLINE OF THE NORTH/SOUTH ALLEY RIGHT OF WAY IN SAID BLOCK 1; THENCE SOUTH ALONG SAID CENTERLINE OF THE NORTH/SOUTH ALLEY RIGHT OF WAY IN SAID BLOCK 1 AND ITS SOUTHERLY EXTENSION TO THE CENTERLINE OF OLIVE AVENUE RIGHT OF WAY; THENCE EAST ALONG SAID CENTERLINE OF OLIVE AVENUE RIGHT OF WAY TO THE CENTERLINE OF 17TH STREET RIGHT OF WAY; THENCE SOUTH ALONG SAID CENTERLINE OF 17TH STREET RIGHT OF WAY TO THE CENTERLINE OF CROCKER STREET RIGHT OF WAY; THENCE EAST ALONG SAID CENTERLINE OF CROCKER STREET RIGHT OF WAY TO ITS INTERSECTION WITH THE CENTERLINE OF 15TH STREET RIGHT OF WAY; THENCE SOUTHERLY ALONG SAID CENTERLINE OF 15TH STREET RIGHT OF WAY TO ITS INTERSECTION WITH THE EASTERLY EXTENSION OF



Roll Call Number

20-1621

Agenda Item Number

56

Date October 5, 2020

THE CENTERLINE OF THE EAST/WEST ALLEY RIGHT OF WAY BETWEEN WOODLAND AVENUE AND HIGH STREET; THENCE WEST ALONG SAID CENTERLINE OF SAID EAST/WEST ALLEY RIGHT OF WAY BETWEEN WOODLAND AVENUE AND HIGH STREET TO THE POINT OF BEGINNING; ALL NOW INCLUDED IN AND 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. Upon due consideration of the facts, and any and all statements of interested persons and arguments of counsel, any objections to the proposed repeal of the ordinance establishing the Sherman Hill Local Historic District and re-enactment of an ordinance establishing the Sherman Hill Local Historic District with boundaries as set forth above, are hereby overruled, and the hearing is closed.
2. The proposed re-enactment of an ordinance establishing the Sherman Hill Local Historic District, with boundaries as set forth above, is hereby approved, subject to final passage of an ordinance re-enacting the District with boundaries as set forth herein.

MOVED by Mandelbaum to adopt.

FORM APPROVED:

Judy K. Parks-Kruse
Judy K. Parks-Kruse, Assistant City Attorney

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, BOESEN, GATTO, GRAY, MANDELBAUM, VOSS, WESTERGAARD, and 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.

J. M. Franklin Cownie Mayor

P. Kay Cmelik City Clerk