



Roll Call Number

21477

Agenda Item Number

26

Date October 4, 2020

- 2. That the meeting of the City Council at which the proposed amendment to the comprehensive plan future land use designation, and 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 October 18, 2021, at the Council Chambers, City Hall, 400 Robert D. Ray Drive, Des Moines, Iowa.
- 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 Gatto TO ADOPT.

APPROVED AS TO FORM:

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

(ZONG-2021-000017)
(ZONG-2021-000018)

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

MOTION CARRIED APPROVED
J. M. Franklin Cownie
 Mayor

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.

P. Kay Cmelik
 City Clerk



Roll Call Number

21-1477

Agenda Item Number

26

Date October 4, 2021

RESOLUTION SETTING HEARING ON REQUEST FROM MIDAMERICAN ENERGY TO AMEND PLANDSM FUTURE LAND USE DESIGNATION AND REZONE THE PROPERTY LOCATED AT 2400 EAST COUNTY LINE ROAD (ALONG THE NORTH SIDE OF EAST COUNTY LINE ROAD IN WARREN COUNTY)

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on September 16, 2021, its members voted 13-0 in support of a motion to recommend **APPROVAL** of a request from MidAmerican Energy Company (Owner), represented by Ryan Stansberry (officer), to amend the PlanDSM: Creating Our Tomorrow future land use designation for real property locally known as 2400 East County Line Road (“Property”) from Low Density Residential to Business Park to allow rezoning to ‘EX’ Mixed Use District, to allow the property to be developed for a Storage, Distribution, and Wholesaling Use (data center/warehouse) and Office use; and

WHEREAS, the City Plan and Zoning Commission has further advised that at a public hearing held on September 16, 2021, its members voted 13-0 in support of a motion to recommend **APPROVAL** of a request from MidAmerican Energy Company (Owner), represented by Ryan Stansberry (officer), to rezone a 3.49- acre portion of the Property from ‘N2b’ Neighborhood District to ‘EX’ Mixed Use District for the above-stated purpose; and

WHEREAS, the Property is legally described as follows:

AN IRREGULAR SHAPED PORTION OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 36, TOWNSHIP 78 NORTH, RANGE 24 WEST OF THE 5TH/ P.M., POLK COUNTY, IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHEAST CORNER OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 36; THENCE N89°23'12"W ALONG THE SOUTH LINE OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 36, A DISTANCE OF 96.64 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING N89°23'12"W ALONG THE SOUTH LINE OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 36, A DISTANCE OF 229.49 FEET; THENCE N70°25'21"W, A DISTANCE OF 105.79 FEET; THENCE N00°24'50"E, A DISTANCE OF 431.23 FEET; THENCE S89°49'17"E, A DISTANCE OF 329.03 FEET TO THE WEST LINE OF PARCEL I AS SHOWN ON THE PLAT OF SURVEY RECORDED IN BOOK 9242 AT PAGE 184; THENCE S00°21'58"W ALONG THE WEST LINE OF SAID PARCEL I, A DISTANCE OF 468.11 FEET TO THE POINT OF BEGINNING.

151,984 SQUARE FEET

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.