



Roll Call Number

.....22-1837.....

Agenda Item Number

.....54.....

Date November 21, 2022

RESOLUTION TO CONTINUE PUBLIC HEARING REGARDING REQUEST FROM CITY OF DES MOINES AND BOARD OF WATER WORKS TRUSTEES (OWNER), REPRESENTED BY TED CORRIGAN (OFFICER) FOR PROPERTY LOCATED IN THE VICINITY OF 2508 GEORGE FLAGG PARKWAY, TO AMEND PLANDSM CREATING OUR TOMORROW PLAN TO REVISE THE FUTURE LAND USE CLASSIFICATION FROM BUSINESS PARK TO INDUSTRIAL, AND TO REZONE THE PROPERTY FROM “EX” MIXED USE DISTRICT TO LIMITED “I1” INDUSTRIAL DISTRICT TO ALLOW OUTDOOR STORAGE THAT WOULD BE ACCESSORY TO AN OFFICE AND GARAGE BUILDING

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on October 20, 2022, its members voted 11-0-1 in support of a motion to recommend **APPROVAL** of a request from City of Des Moines and Board of Water Works Trustees (owner), represented by Ted Corrigan (officer), for six parcels located in the vicinity of 2508 George Flagg Parkway, as follows, to allow outdoor storage that would be accessory to an office and garage building:

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

Part B) The request to amend the PlanDSM: Creating Our Tomorrow Plan Future Land Use Map designation from Business Park to Industrial was approved.

Part C) The rezoning of the subject property from “EX” Mixed Use District to Limited “I1” Industrial District was approved, subject to the following conditions:

1. Use of the property shall be limited to the following:
 - A. Any use as permitted and limited in the “EX” District.
 - B. Outdoor storage accessory to a use that is permitted in the “EX” District, so long as it is placed and screened to the satisfaction of the Planning Administrator.
2. 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).

WHEREAS, the Property is legally described as follows:

DESCRIPTION FOR AREA OF EX TO BECOME I1:



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(RETRACEMENT SURVEY BOOK 17684, PAGE 706)
LOTS 11-17 IN VALLEY GARDENS, AN OFFICIAL PLAT, NOW INCLUDED IN AND FORMING, A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA.

WHEREAS, on November 7, 2022, by Roll Call No. 22-1729, it was duly resolved by the City Council that the request for approval of the proposed amendment and rezoning be set down for hearing on November 21, 2022, at 5:00 p.m., at the City Council Chambers; 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 proposals; and

WHEREAS, a continuance of the public hearing is needed until the Council meeting on December 12, 2022, to allow further the owner additional time to consider the conditions above.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Des Moines, Iowa, as follows:

That the public hearing at which the proposed amendment to PlanDSM Creating Our Tomorrow Comprehensive Plan and proposed conditional 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 continued until and held at City Hall, 400 Robert D. Ray Drive, Des Moines, Iowa, at 5:00 p.m. on December 12, 2022, at which time the City Council will hear both those who oppose and those who favor the proposals.

MOVED BY Mandelbaum TO ADOPT. SECOND
BY Gatto

FORM APPROVED:

/s/ Lisa A. Wieland

Lisa A. Wieland,
Assistant City Attorney

(ZONG-2022-000086 & ZONG-2022-000091)

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

CERTIFICATE

I, LAURA BAUMGARTNER, Acting 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 APPROVED
M. Jambor Cownie Mayor

Laura Baumgartner Acting City Clerk