



Roll Call Number

24-0249

Agenda Item Number

24

Date February 19, 2024

RESOLUTION SETTING HEARING ON REQUEST FROM ABC PARTNERS, LP (OWNER), AND ARMY POST DEVELOPMENT, LC (OWNER) REPRESENTED BY RICHARD MARGULIES (OFFICER), FOR APPROVAL OF A PROPOSED 3RD AMENDMENT TO THE AIRPORT BUSINESS PARK PHASE II PUD CONCEPTUAL PLAN FOR MULTIPLE PARCELS LOCATED IN THE VICINITY OF 3701 GANNETT AVENUE

WHEREAS, on February 1, 2024, the City Plan and Zoning Commission considered a request from ABC Partners, LP (Owner), and Army Post Development, LC (Owner), represented by Richard Margulies (Officer), for review and approval of a 3rd amendment to the Airport Business Park Phase II PUD Conceptual Plan, for multiple parcels located in the vicinity of 3701 Gannett Avenue, to allow the use of metal siding, cladding, and roofing materials; and

WHEREAS, the City Plan and Zoning Commission voted 12-0 to **APPROVE** the 3rd amendment to the Airport Business Park Phase II PUD Conceptual Plan, for multiple parcels located in the vicinity of 3701 Gannett Avenue, to allow the use of metal siding, cladding, and roofing materials, subject to the following conditions:

1. Existing PUD standards shall apply to all other lots, uses, and circumstances.
2. A final PUD Conceptual Plan shall be submitted in accordance with all administrative review comments.; and

WHEREAS, the Property is legally described as follows:

**LOTS 1, 2, 3, 5 AND 8 IN AIRPORT BUSINESS PARK PLAT NO. 2, AN OFFICIAL PLAT;
AND**

LOTS 2, 3, 4 AND 5 IN AIRPORT BUSINESS PARK PLAT 3, AN OFFICIAL PLAT;

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 3rd amendment to the Airport Business Park Phase II PUD Conceptual Plan is to be considered, shall be held at 5:00 p.m. on March 4, 2024, in the Council Chambers, City Hall, 400 Robert D. Ray Drive, Des Moines, Iowa, at which time the City Council will hear both those who oppose and those who favor the proposals.
3. That the City Clerk is hereby authorized and directed to cause notice of said proposal in the



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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 Sections 362.3 and 414.4 of the Iowa Code.

MOVED by Gatto to adopt. SECOND by Voss.

FORM APPROVED:

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

(ZONG-2023-000072)

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
BOESEN	✓			
COLEMAN	✓			
GATTO	✓			
MANDELBAUM	✓			
VOSS	✓			
WESTERGAARD	✓			
TOTAL	5			

MOTION CARRIED

APPROVED

CERTIFICATE

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.

Connie Boesen Mayor

Laura Baumgartner City Clerk