

ORDINANCE NO. 16,426

AN ORDINANCE to amend the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, as heretofore amended, is hereby amended, by amending Sections 135-9.3.4.C.4 and 135-9.3.9.B, relating to public hearing site plans and the review of Plan and Zoning Commission decisions.

Be It Ordained by the City Council of the City of Des Moines, Iowa:

Section 1. That the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, as heretofore amended, is hereby amended, by amending Sections 135-9.3.4.C.4 and 135-9.3.9.B, as follows:

9.3.4 PLAN REVIEW

A. **General.** Following determination that an application is complete, the development services director must promptly distribute the application for review by any city departments and external agencies who have regulatory responsibility or related interests in the review of the proposed site plan.

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C. Public Hearing Site Plans

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4. If an application for public hearing site plan is approved, denied or conditionally approved by the plan and zoning commission, the decision may be appealed in accordance with section 135-9.3.9.B of this article. If the application is denied or conditionally approved by the plan and zoning commission, a new application may be submitted for further consideration.

9.3.9 REQUEST FOR REVIEW

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B. Review of Plan and Zoning Commission Decisions

- 1. To be considered for further review of any final decision of the plan and zoning commission, the applicant or City Manager must submit the site plan or alternate design documentation to be considered and the following documentation to the development services director no later than 30 days from the final determination of the public hearing site plan review:
 - a. Written narrative explaining any requests and rationale for modification of the final decision by the plan and zoning commission; and
 - b. Other documentation as requested by the development services director.

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Section 2. This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

FORM APPROVED: Chas M. Cahill, Assistant City Attorney

Connie Boesen, Mayor

Attest: I, Laura Baumgartner, City Clerk of the City of Des Moines, Iowa, hereby certify that the above and foregoing is a true copy of an Ordinance (Roll Call No. 25-0152), passed by the City Council of said City at the meeting held on January 27, 2025 and signed by the Mayor on January 27, 2025 and published and provided by law in the Business Record on February 14, 2025. Authorized by Publication Order No. 12902.

Laura Baumgartner, City Clerk