

★ **Roll Call Number**

Agenda Item Number

57D

Date April 6, 2009

Communication from Jordan Task Force to speak regarding expansion of Menard, Inc. at 1201 E. Diehl Avenue.

Moved by _____ to

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
IIENSLEY				
KIERNAN				
MAHAFFEY				
MEYER				
VLASSIS				
TOTAL				

CERTIFICATE

I, DIANE RAUH, 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

Mayor

City Clerk

09-495
38B

57 D

Rauh, Diane I.

From: councilSpeak@dmgov.org
Sent: Wednesday, March 18, 2009 11:10 AM
To: chelem420@yahoo.com
Subject: Request to Speak

Registration Form to Speak at City Council Meeting

To: The Honorable Mayor and Members of the City Council
City of Des Moines, IA
C/O City Clerk

I/We Member of the Jordan Task Force., hereby request permission to speak at the Des Moines City Council Meeting of Monday, March 23, 2009, regarding

Type information regarding your topic. Regarding our concerns and thoughts of the proposed rezoning and / or expansion of Menards Inc. Topics will include but are not limited to: (1) 100 ft buffer versus the proposed 40 ft buffer; (2) Vulgar language heard from the existing outside lumber yard; (3) ongoing issues with loud noises and sound as this is an outside lumberyard; (4) Traffic over the top and no control on Diehl Ave; (5) current access way being blocked possibly to stop Menards traffic over utilizing Diehl Ave.; (6) Proposed stop light in front of Menards as they stated they would pay for half; (7) lights shining directly into the houses on both 8th St and Diehl; (8) the tearing down of the existing Wyckoff building. There will be some 6 – 10 members speaking on behalf of the Jordan Task Force and different subjects.

Name: Michele Ogle-Riccelli

Address: 920 E Diehl Ave

Daytime Phone: (515) 202-8147

Email Address: chelem420@yahoo.com

Procedural Rules of Des Moines City Council

Part III. Agenda

Rule 16. Citizen Agenda Requests.

Any citizen may request the right to have an item placed on the Agenda (including a request to speak) by filing such request in writing with the City Clerk prior to noon on the Wednesday preceding the Council meeting.

Part V. Citizen Participation

Rule 27. Citizen's Right to Address Council.

Persons other than Council Members shall be permitted to address the Council only upon specific Agenda Items.

Rule 28. Manner of Addressing Council.

A person desiring to address the Council shall step to the podium, state his or her name, address, and group affiliation (if any) and speak clearly into the microphone.

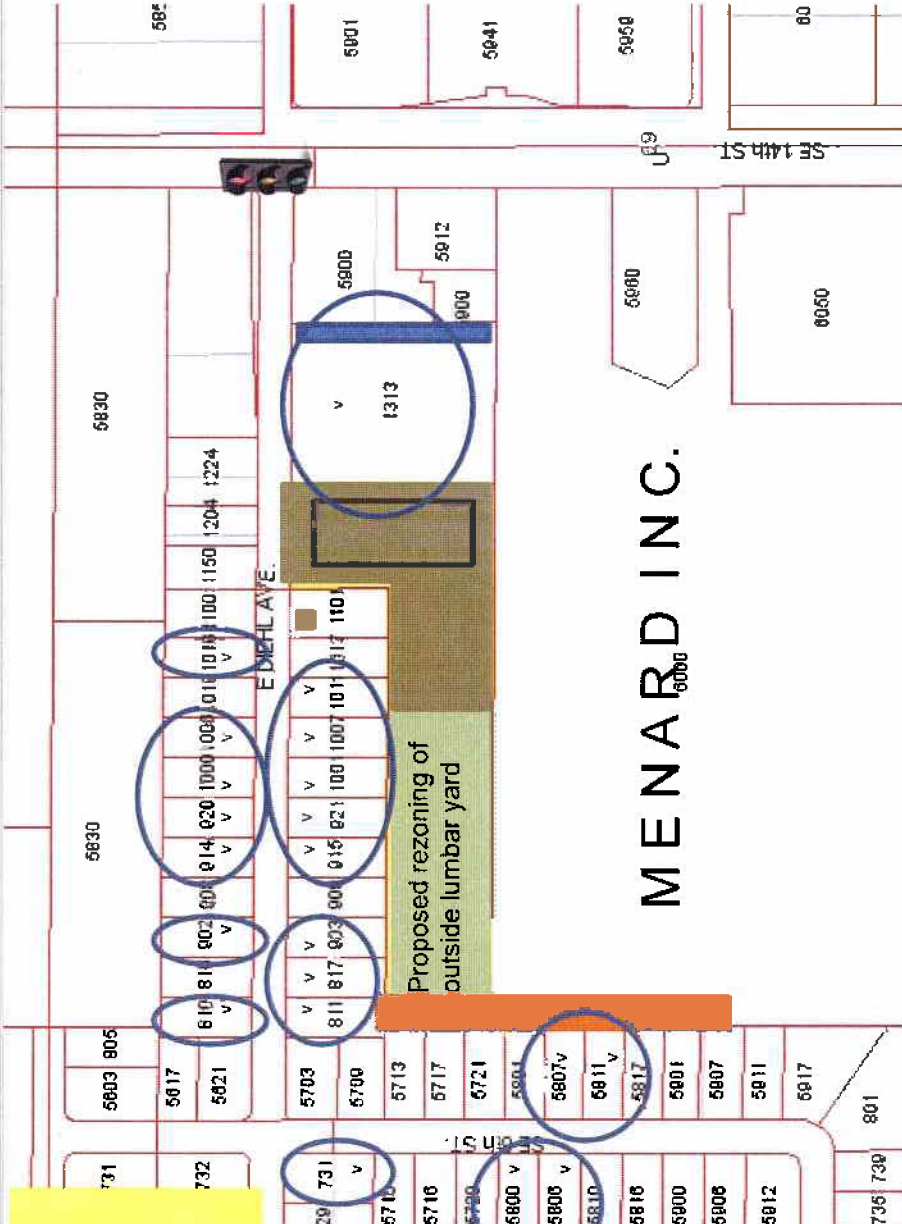
Rule 29. Time Limit on Citizen's Remarks.

Citizens shall be limited to five minutes speaking time per item, unless additional time is granted by the presiding officer. Total citizen input on any subject under Council consideration can be limited to a fixed period by the presiding officer. A majority vote of the Council may extend the time limitations of this rule.

JORDAN PLACE PLAT TASK FORCE – THOSE OPPOSED VIA VOTING CARDS SENT BACK TO THE P&Z

Within the 200 exterior boundaries, 40 cards were sent out to vote in favor or **NOT IN FAVOR** of the rezoning. **Over half were sent back OPPOSED the P&Z.**

1. Clark, 5800 SE 8th
2. Bartlett, 1011 E Diehl
3. Bobenhouse, 1313 E Diehl
4. Butrum, 810 E Diehl
5. Clark, 5800 SE 8th St
6. Cogley, 5807 SE 8th St
7. Duncan, 1000 E Diehl
8. Fravel, 914 E Diehl
9. Funaro, 903 E Diehl
10. Hager, 1016 E Diehl
11. Haines, 731 E Diehl
12. Hurst, 811 E Diehl
13. Jordan-Todhunter, 1006 E Diehl
14. Luna, 817 E Diehl
15. O'Meara, 5811 SE 8th
16. Ogle, 920 E Diehl
17. Parton, 915 E Diehl
18. Sage, 1001 E Diehl
19. Siemer, 921 E Diehl
20. Yauk, 902 E Diehl
21. Zager, 5806 SE 8th



21 **OPPOSED (v) voting cards sent back to P&Z**

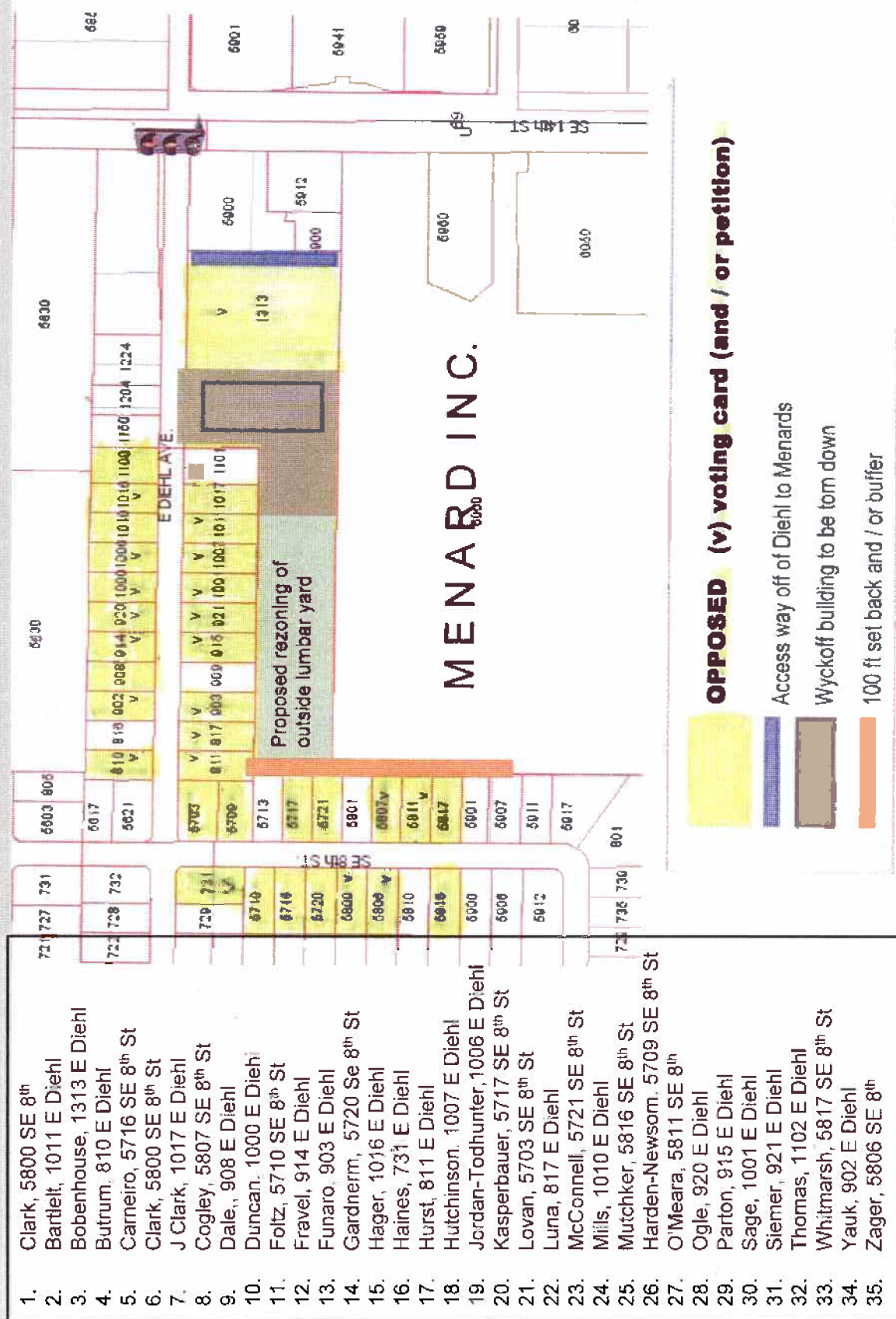
Access way off of Diehl to Menards

Wyckoff building to be torn down

100 ft set back and / or buffer

This diagram EXCLUDES those neighbors that have signed the petition.

JORDAN PLACE PLAT TASK FORCE – THOSE OPPOSED VIA VOTING CARDS & PETITION



ITEM

ZON 2008-0094

RE: Rezoning of a portion of 1201 E Diehl Avenue Expansion of Menards at 6000 SE 14th Street DSM 1A

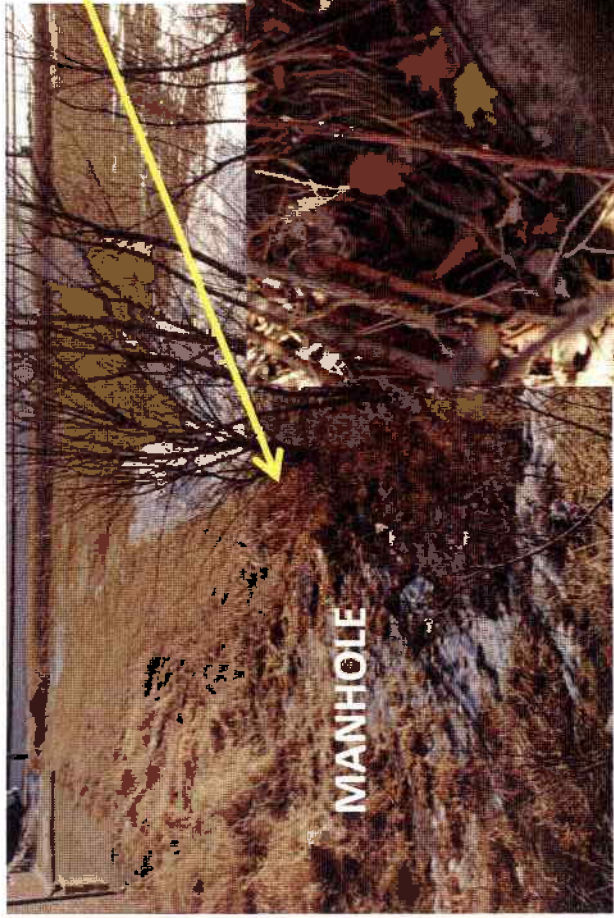
Below is a petition in regard to the attached proposal to rezone and / or develop and / or build a garden center and / or lumberyard in our residential area.

PRINT NAME	SIGNATURE	ADDRESS	TELEPHONE	AMOUNT FOR THE PROPOSAL	AMOUNT FOR THE PROPOSAL
1 CHAD COLE	<i>[Signature]</i>	1300 SE Oak Ave	202-8147	X	NO
2 MICHELLE COLE-CORRELL	<i>[Signature]</i>	920 SE Dew Ave	202-8147	X	NO
3 ANDY SIEMER	<i>[Signature]</i>	921 E Diehl Ave	285-3411	X	NO
4 SUE SIEMER	<i>[Signature]</i>	921 E Diehl Ave	285-3411	X	NO
5 Philip Duncan	<i>[Signature]</i>	1000 E Dull Ave	285-3223	X	NO
6 Pam Sage	<i>[Signature]</i>	1001 E Dull Ave	285-7119	yes	for
7 Pamela Sage	<i>[Signature]</i>	1001 E Dull Ave	285-7119	yes	for
8 Barbara Bartlett	<i>[Signature]</i>	1011 E Diehl Ave	285-4220	yes	for
9 Jim Clark	<i>[Signature]</i>	1017 E Diehl Ave	285-8078	yes	for
10 Theresa Hager	<i>[Signature]</i>	1016 Diehl Ave	285-9055	yes	for
11 Charles Lee	<i>[Signature]</i>	817 Diehl Ave	287-1122	yes	for
12 Jim Baker	<i>[Signature]</i>	516 Diehl Ave	216-5233	yes	for
13 Susan Duncan	<i>[Signature]</i>	5709 SE 14th St	779-8332	yes	for
14 Robert Hilden V	<i>[Signature]</i>	5709 SE 14th St	303-9073	yes	for
15 Tracy McInnis	<i>[Signature]</i>	5721 SE 14th St	923-1891	yes	for
16 Charles Thomas	<i>[Signature]</i>	1102 E Dew	554-6558	yes	for
17 Andy Steinhilber	<i>[Signature]</i>	1006 E Dew	667-7141	yes	for

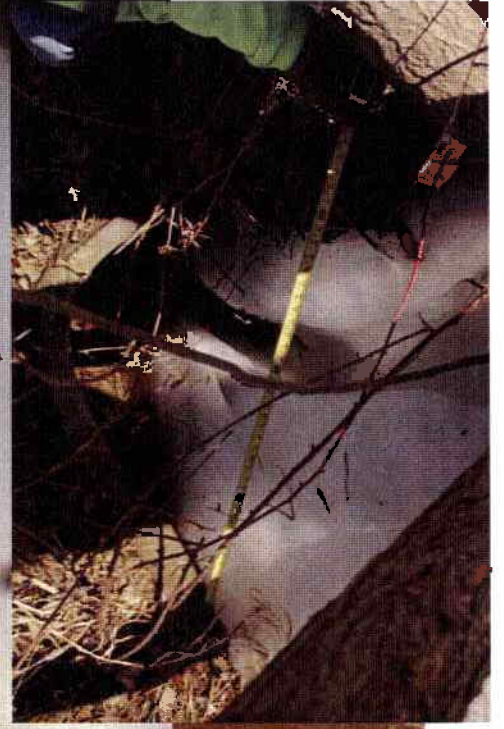
ITEM ZON 2008 - 00194

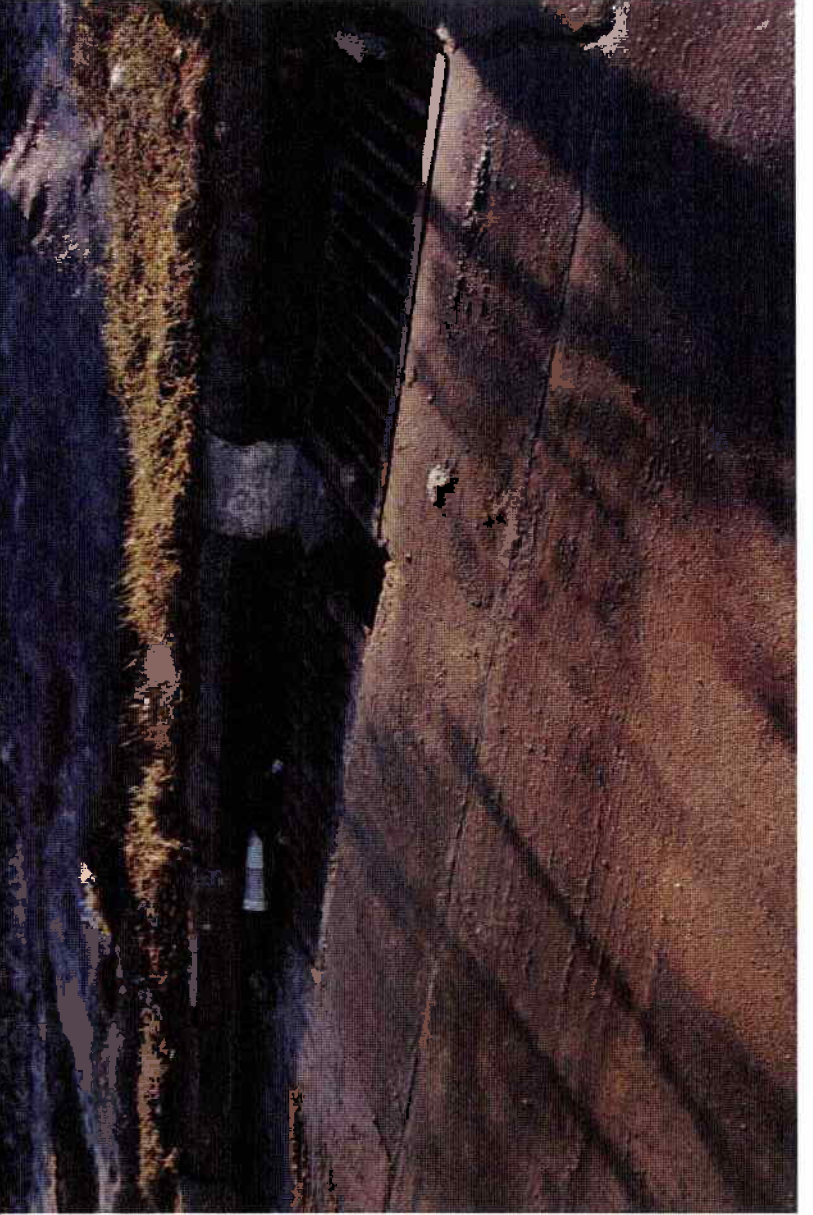
19	Jonathan Tachler	Jonathan Tachler	1006 Dick	219-3015	yes	AT
19	Debra Hutchison	Melen Hutchison	1007 E Dick		285-4621	yes
20	WALT MILLS	Walt Mills	1010 S.E. Dick	287-2080		yes
21	Kelly Kardon	Kelly Kardon	GRENCHANE	2072602		yes
22	John Frawel	John Frawel	919 Dick Ave	285-9807		yes
23	TINA FRAVEL	Dina Frawel	919 Dick Ave	285-0170		yes
24	FRANK PALE	Toni Pale	908 Dick			yes
25	Ferris L. Cogley	Ferris L. Cogley	5807 888	285-9888		yes
26	Helli Foltz	Helli Foltz	5716 5th Des Moines	577-7007		yes
27	Sue Carneiro	Sue Carneiro	5716 SE 8th Des Moines	953-0224		yes
28	Sue Carneiro	Sue Carneiro	5716 SE 8th Des Moines			yes
29	GARY S. LOVAT	Gary S. Lovat	5703 SE 8th Des Moines			yes
30	Michael Hest	Michael Hest	811 E Dick Ave	Des Moines		yes
31	Steven Mayhew	Steven Mayhew	902 E Dick Ave	Des Moines		yes
32	James Turner	James Turner	903 SE 10th Des Moines	285-4454		yes
33	Dorothy Haines	Dorothy Haines	731 S.E. Dick	285-7069		yes
34	BRUCE HUTCHLER	Bruce Hutchler	5816 SE 8th	953-0595		yes
35	Erica Gowan	Erica Gowan	5816 SE 8th	953-0595		yes
36	Lutz Speckel	Lutz Speckel	5717 SE 8th	515-287-580		yes
37	Amy Whitmarsh	Amy Whitmarsh	5817 SE 8th			yes
38	Josh Whitmarsh	Josh Whitmarsh	5817 SE 8th			yes

Water Detention pond and entrance to manhole
3ft wide 2ft deep



MANHOLE







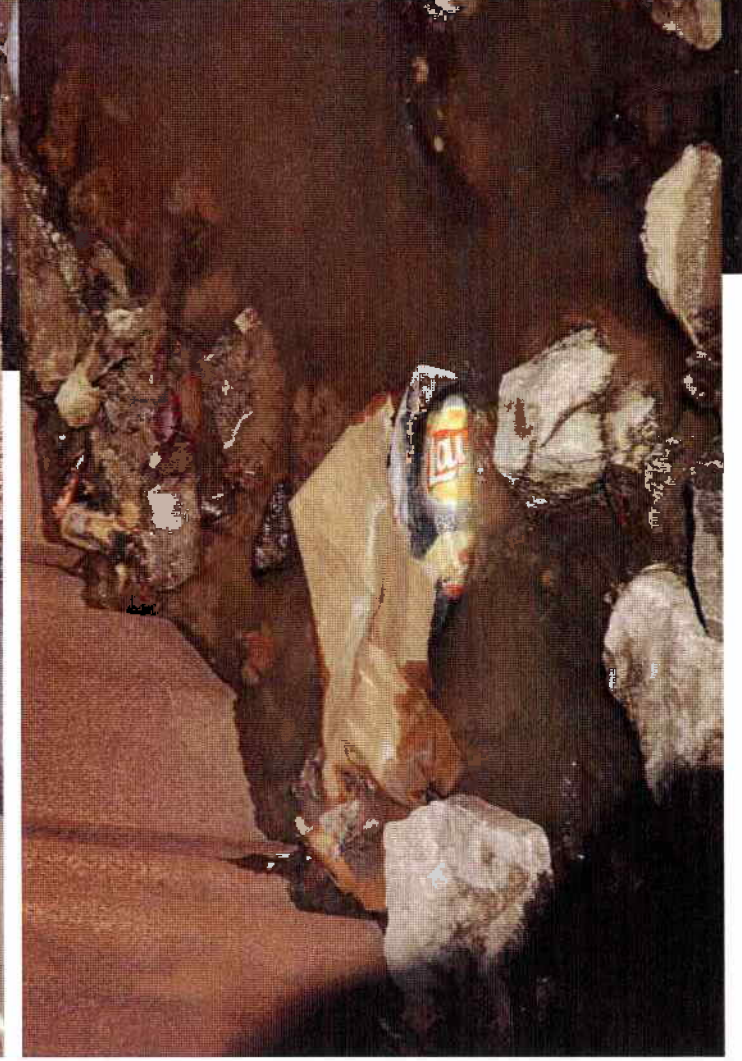
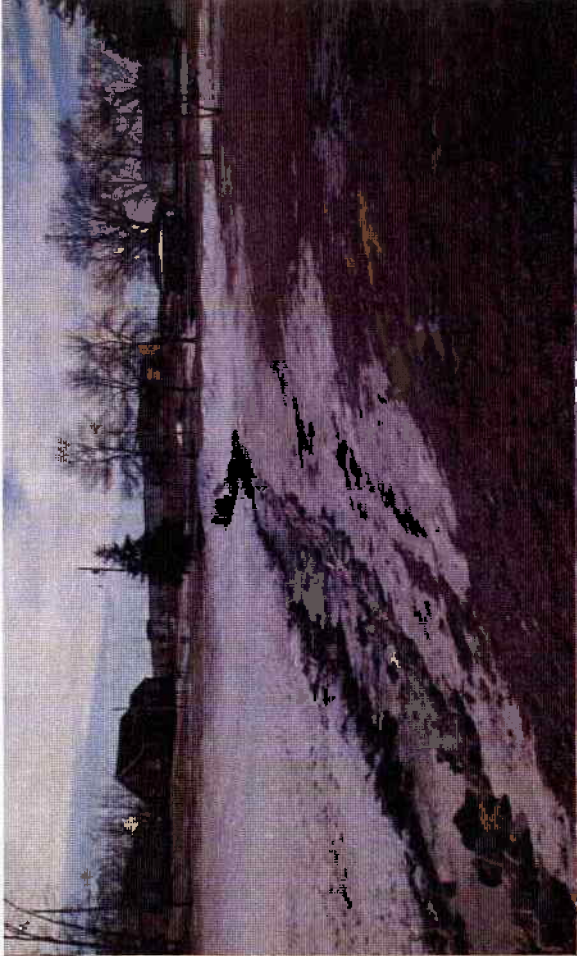
Restrictor plate in place, however no type of grate and /or filter to stop rubbish. Can a small child and or animal walk through this until they are under SE 14th?

Exit back out to detention pond. Should there be bars or some type of cover in place so one can not crawl in or out (or even an animal)?

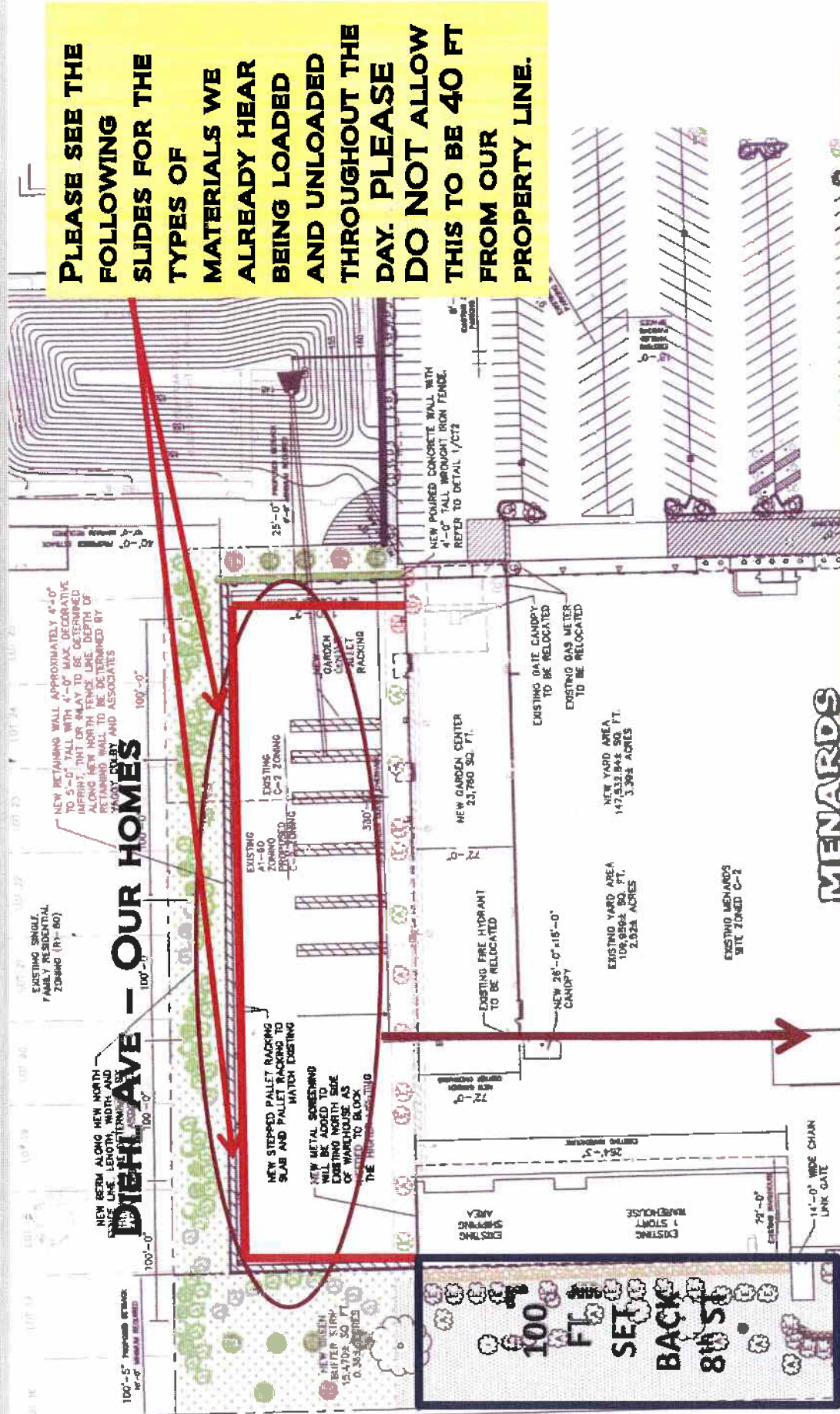
Leads back to the storm sewer? Is there any other storm sewers in place in this area?

WY 50X

Our neighbor's yards on Diehl Ave. / East of SE 14th



JORDAN PLACE PLAT TASK FORCE - NOISE



A HACHMEUR 57D

**TRUCKS / EQUIPMENT TO DRIVE FREELY FROM 6:00*AM-10PM.
*COMMERCIAL CONTRACTORS MAY COME AS EARLY AS 6:00AM.**

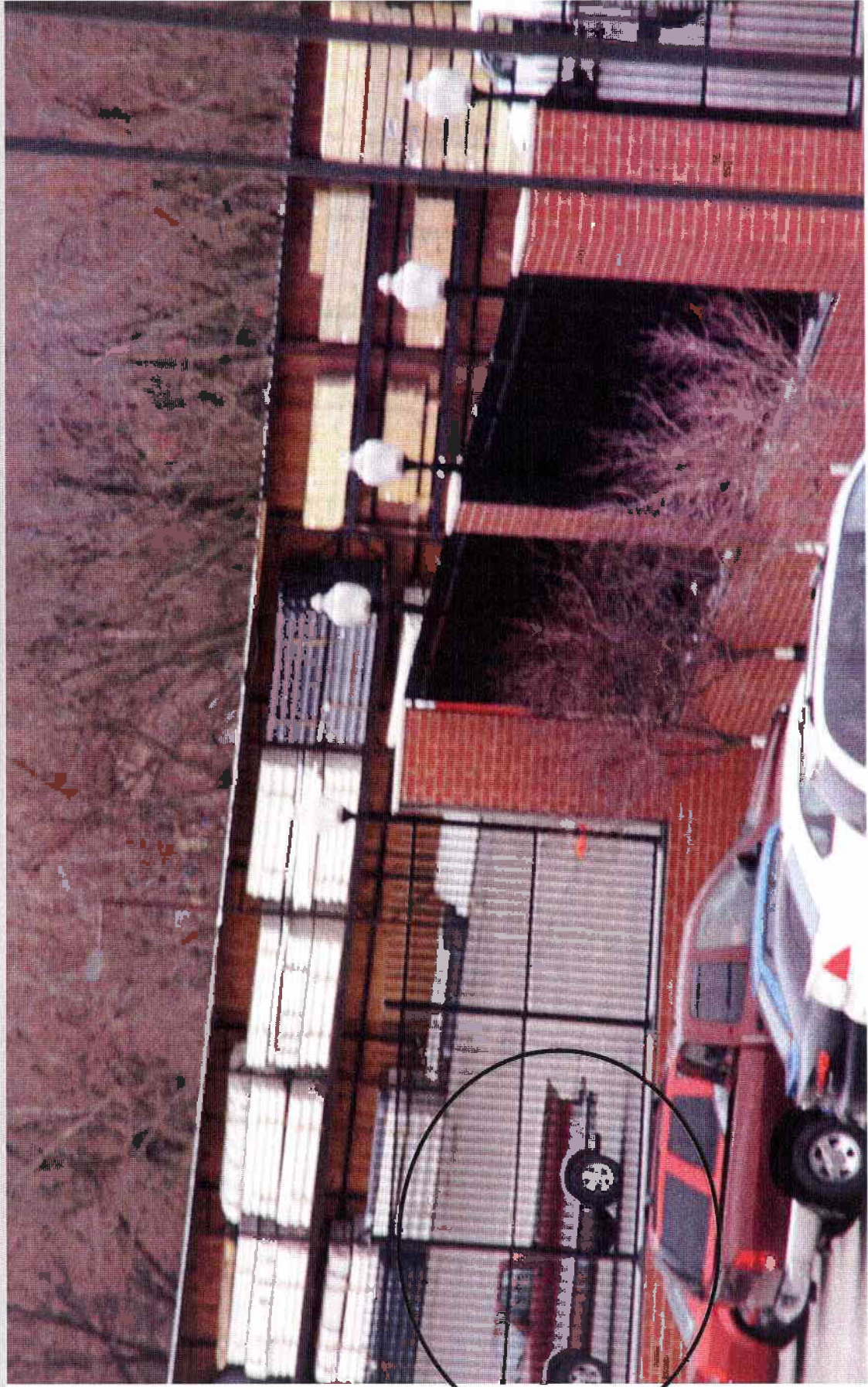
JORDAN PLACE PLAT TASK FORCE - NOISE



**TRUCKS, SEMIS, AND EQUIPMENT SUCH AS SKID LOADERS AND FORKLIFTS
COULD BE 40 FT FROM OUR PROPERTY LINE. THAT IS TOO CLOSE TO OUR
PROPERTY LINE. WHERE IT IS NOW IS TOO CLOSE.**

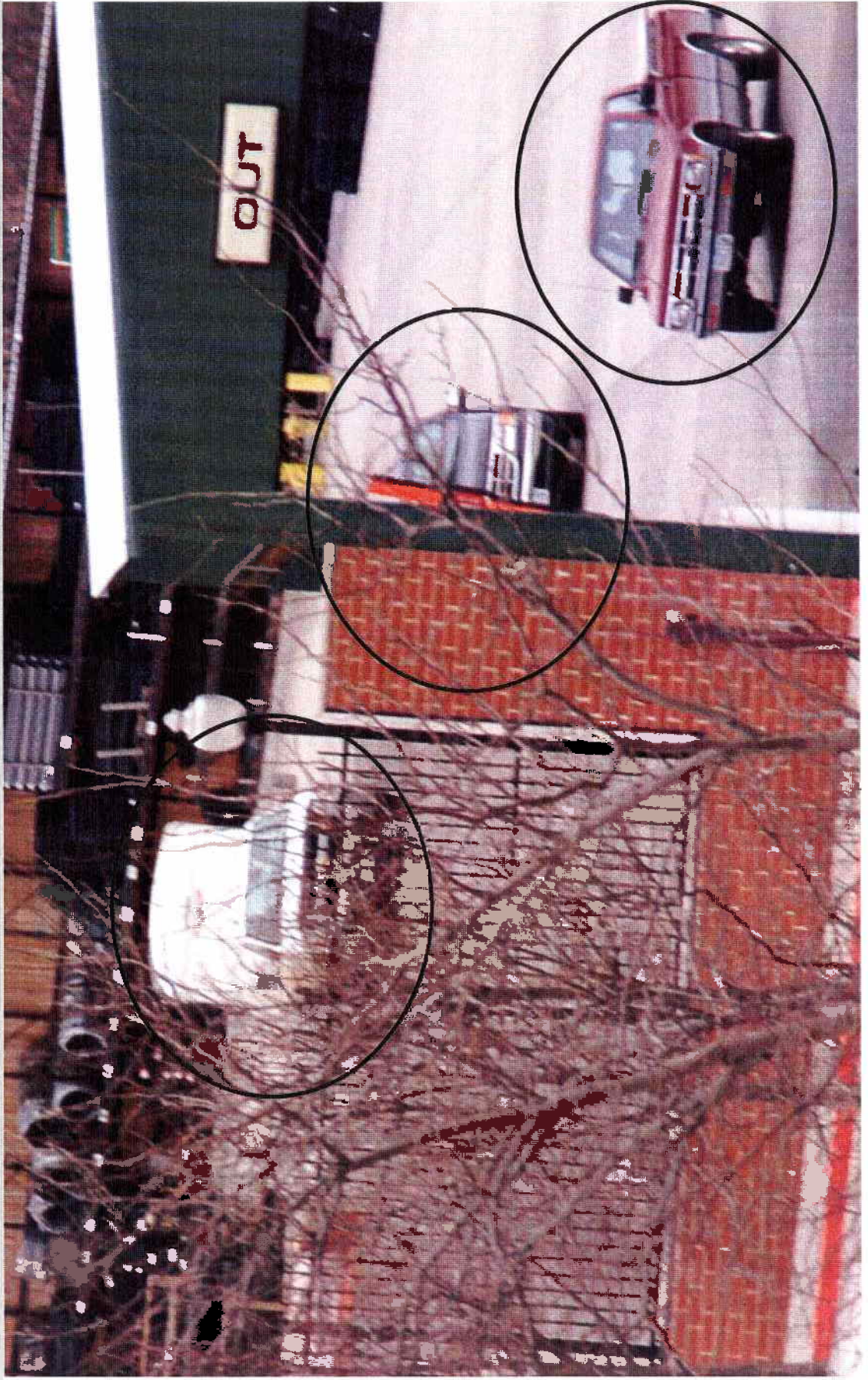
JORDAN PLACE PLAT TASK FORCE

**MATERIALS WILL LOADED AND UNLOADED ALL DAY LONG
(6AM-10PM).**

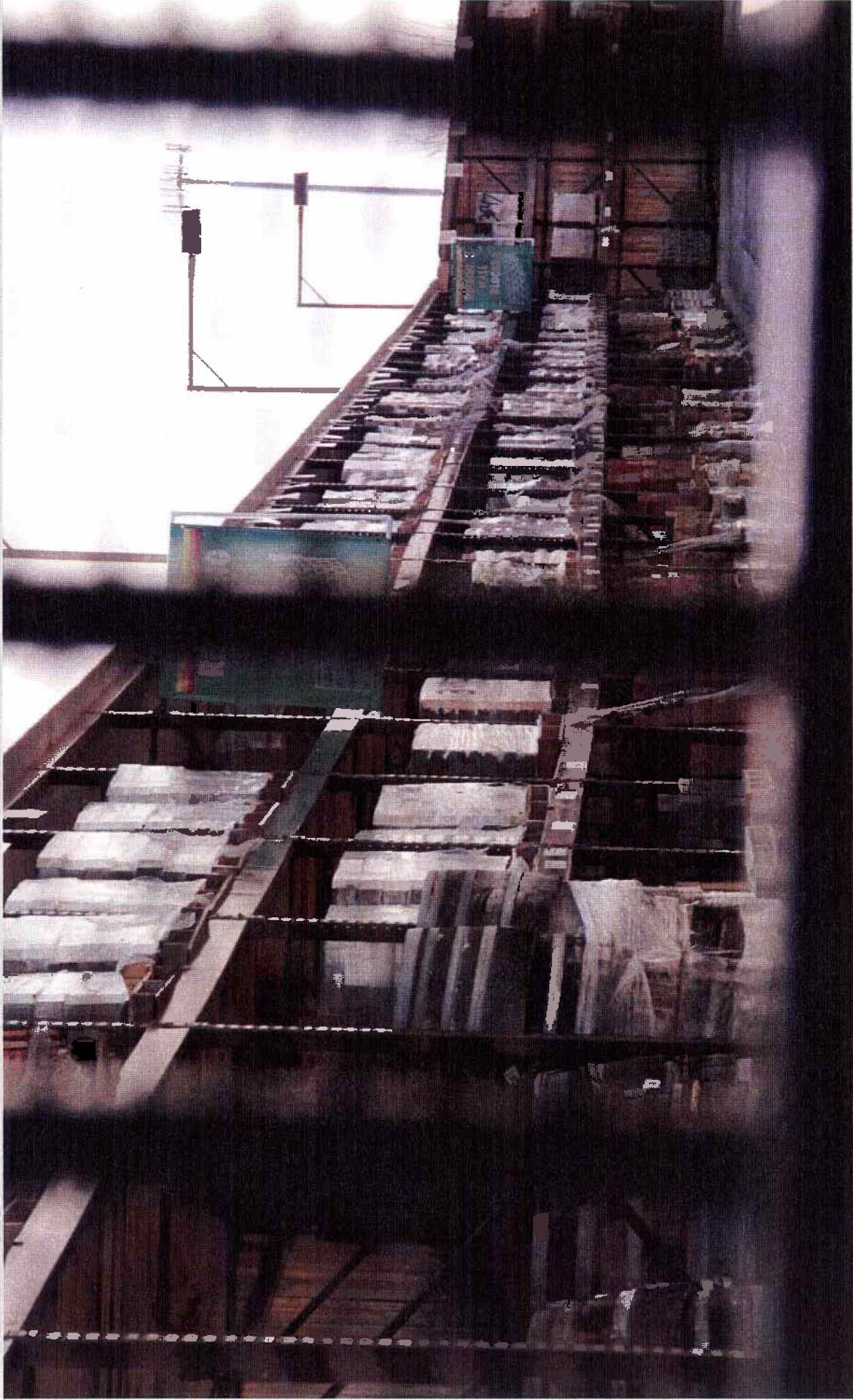


JORDAN PLACE PLAT TASK FORCE

ACCORDING TO MENARD'S SITE PLAN, TRUCKS WILL BE ALLOWED TO LOAD AND UNLOAD RIGHT BEHIND THE WOODEN FENCE AT THE "PROPOSED 40 FEET". DIEHL AVE NEIGHBORS WOULD LIKE THE SAME 100 FT SET BACK THAT MENARDS GAVE THE NEIGHBORS ON 8TH ST.



JORDAN PLACE PLAT TASK FORCE



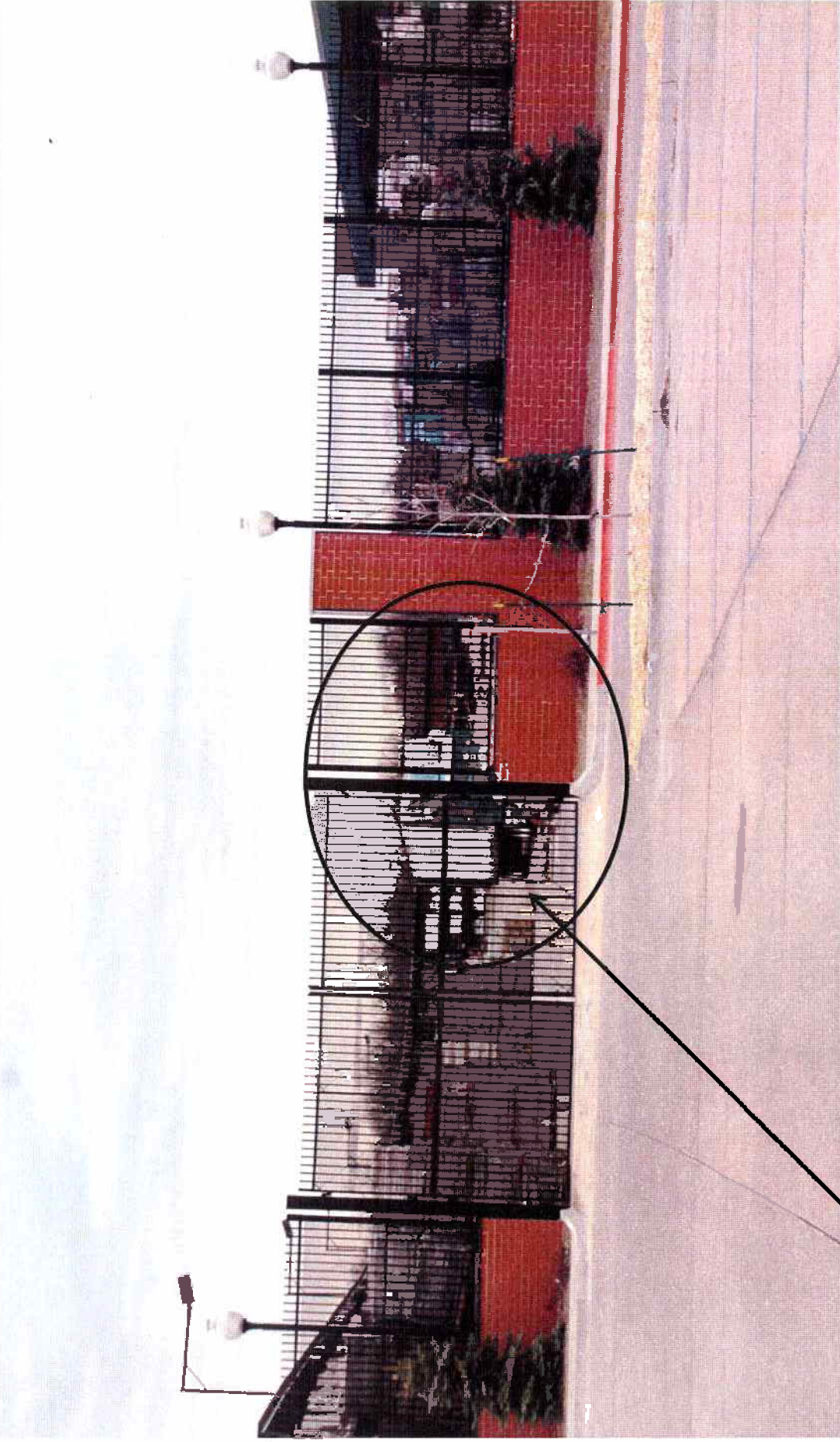
PLEASE DO NOT BRING THIS NOISE 40 FT FROM OUR PROPERTY LINE.

JORDAN PLACE PLAT TASK FORCE

**NEIGHBORS ON DIEHL AVE WOULD LIKE THE SAME 100 FT SET
BACK THAT MENARDS GAVE THE NEIGHBORS ON 8TH ST.**



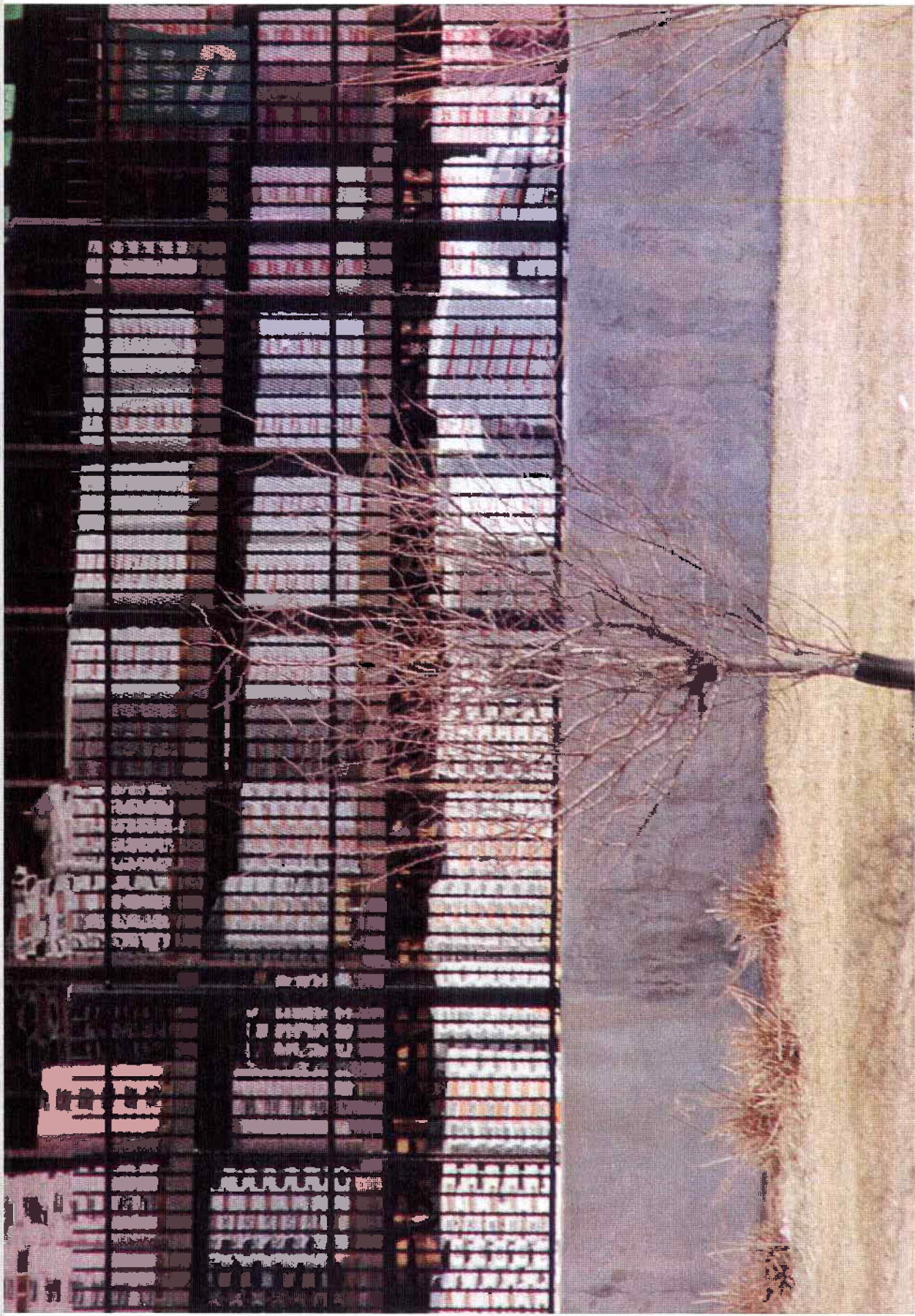
JORDAN PLACE PLAT TASK FORCE



TRUCKS, SEMIS AND EQUIPMENT SUCH AS SKID LOADERS AND FORKLIFTS COULD BE 40 FT FROM OUR PROPERTY LINE. THAT IS TOO CLOSE TO OUR PROPERTY LINE.

WHERE IT IS NOW IS TOO CLOSE.

JORDAN PLACE PLAT TASK FORCE



MORE NOISE ... LOADED AND UNLOADED.



JORDAN PLACE PLAT TASK FORCE

REGISTRATION FORM TO SPEAK AT CITY COUNCIL MEETING

09-495
38B

To: The Honorable Mayor
and
Members of the City Council
City of Des Moines, Iowa
c/o City Clerk

I/We Jonathan Tadhunter, Scott Jordan
(Please Print)

hereby request permission to speak at the Des Moines City Council
meeting of Mar March 23 2009, regarding
Memoranda of 9E 14 Street
re zoning.

FILED
2009 MAR 17 PM 2:17
CITY CLERK
DES MOINES, IOWA

Name: Jonathan Tadhunter
(Signature)
Address: 1006 Diehl Ave
Daytime Phone: 515-249-3055

PROCEDURAL RULES OF DES MOINES CITY COUNCIL:

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