



Roll Call Number

Agenda Item Number

49 A

Date May 4, 2009

WHEREAS, on August 7, 2000, by Roll Call No. 00-3381 the City Council adopted the Des Moines 2020 Community Character Plan Use Plan: and

WHEREAS, the City Plan and Zoning Commission has advised in the attached letter that at a public hearing held March 5, 2009, the members voted 7-5 in support of a motion to recommend **APPROVAL** of a request from Menard, Inc. (owner) to amend the Des Moines' 2020 Community Character Land Use Plan future land use designation from Low Density Residential to Community Commercial for property located at 1201 East Diehl Avenue as more specifically shown by the accompanying map.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Des Moines, Iowa, that the proposed amendment to the Des Moines 2020 Community Character Land Use Plan described above, is hereby approved and adopted.

Moved by _____ to approve and adopt the amendment.

APPROVED AS TO FORM:

Michael F. Kelley
Assistant City Attorney

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

MOTION CARRIED

APPROVED

Mayor

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.

City Clerk

Menards Project

6000 SE 14th Street

ZON2008-00194

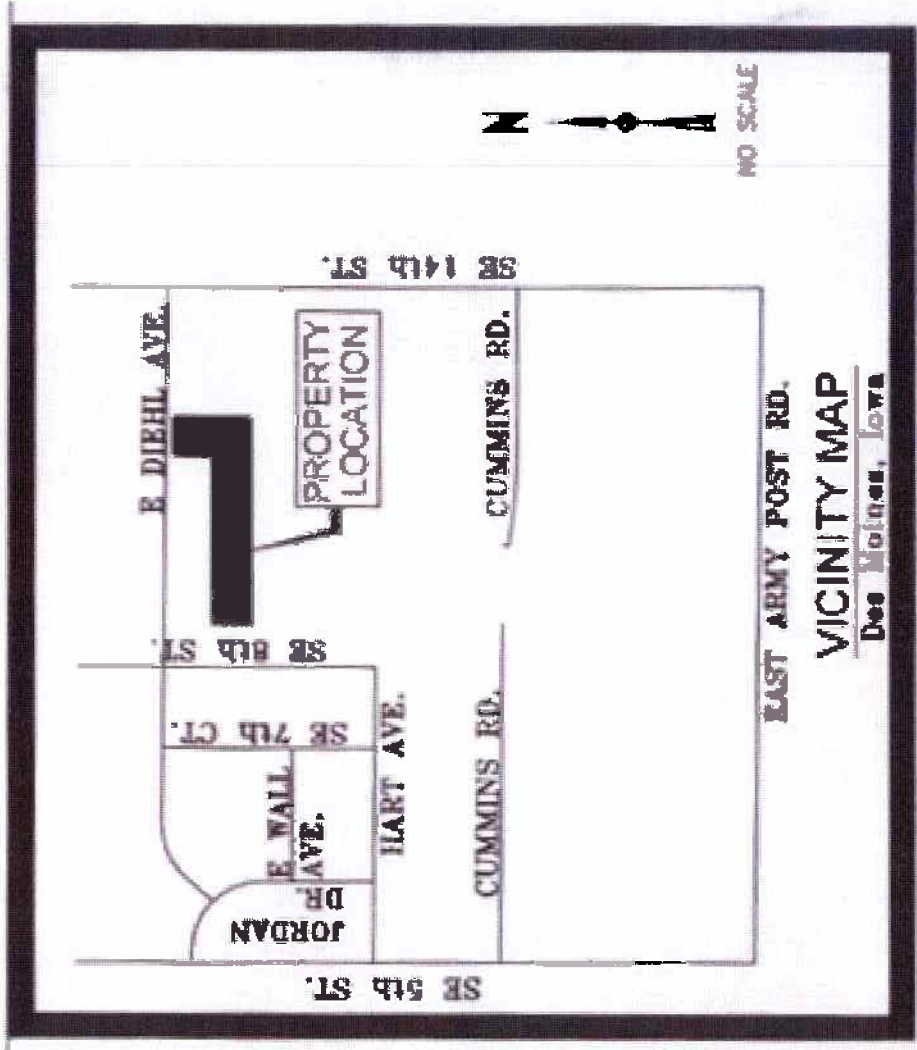
City Council Meeting

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Vicinity Map



Aerial & Zoning Map

Menards - 6000 SE 14th Street

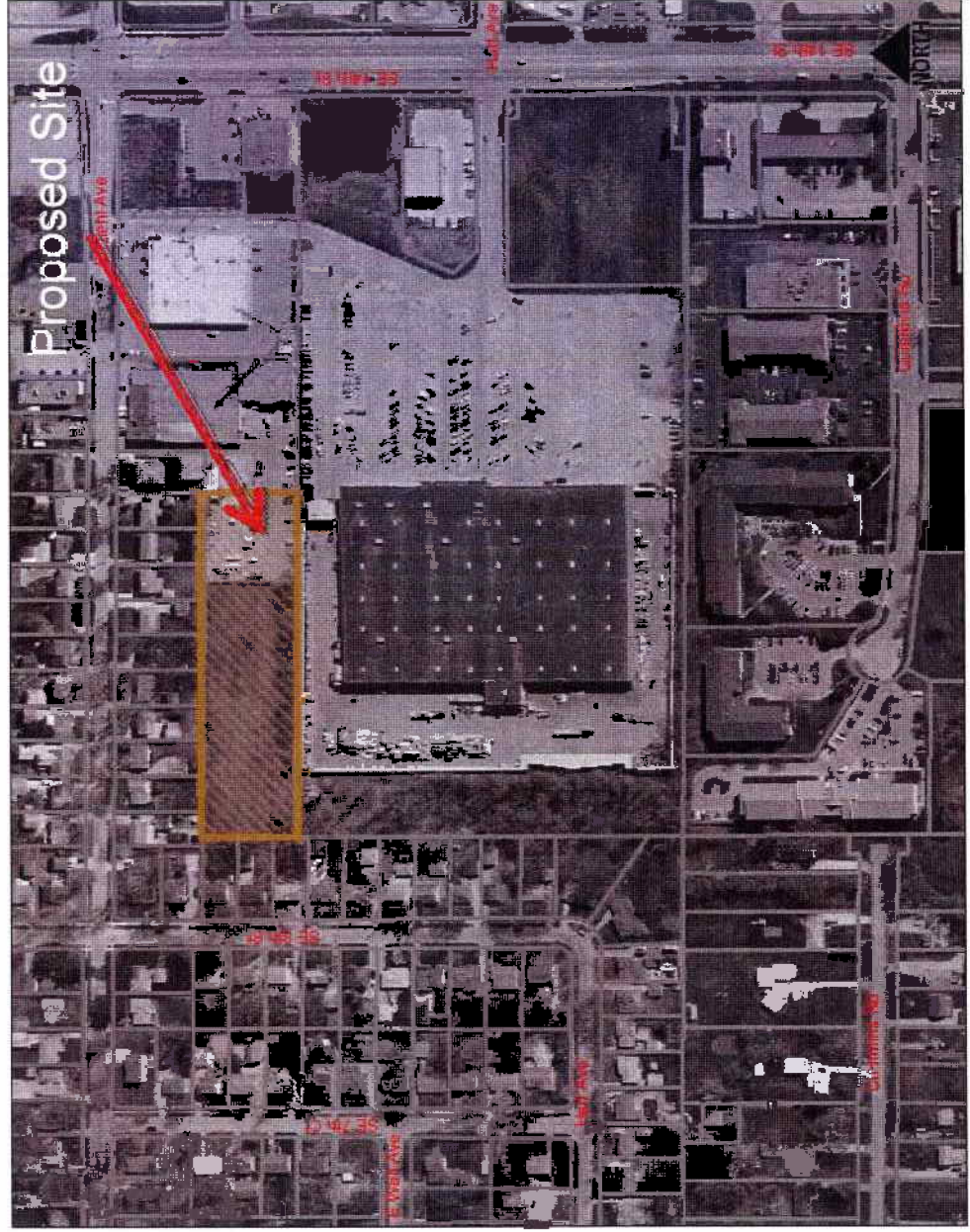
ZON2008-00194



Aerial Map

Menards - 6000 SE 14th Street

ZON2008-00194

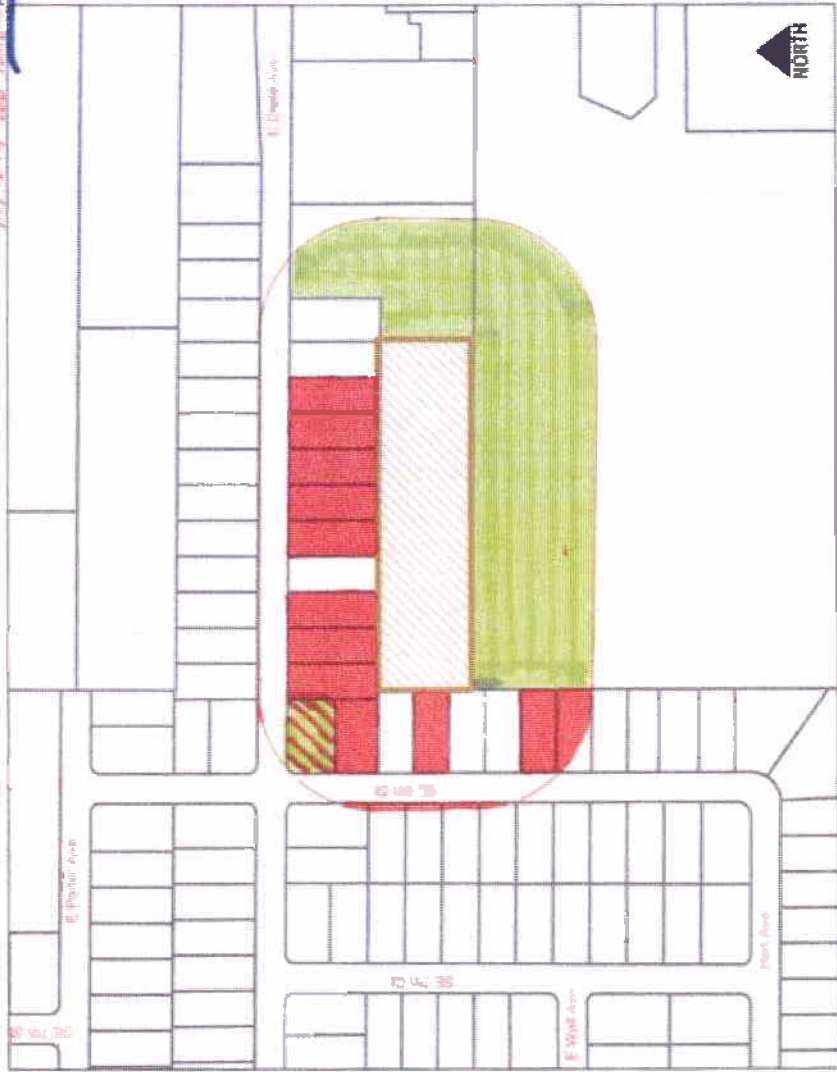


Consent Map

Menards - 6000 SE 14th Street

ZON2608-00194

Building for Land Use



*CHERRY HILL
ISSUED FEBRUARY 2008
BY THE CITY OF CHERRY HILL*

49A

To: Ward IV Councilmember Brian Meyer
At-Large Councilmember Chris Coleman

From: Tom O'Neil, Menard, Inc. Real Estate Acquisitions

Date: Friday, April 24, 2009

Re: Menard, Inc. Commitments Related to Traffic

On Monday, April 20, 2009, The City of Des Moines City Council granted First Reading Approval to rezone certain properties owned by Wyckoff Industries for incorporation into the site plan improvements for the existing Menards store located at 6000 SE 14th Street. The First Reading Approval was conditioned upon Menard, Inc.'s further examination of traffic associated with our store, the effect of that traffic on nearby city streets, and a proposed response from Menard, Inc. related to rectifying the perceived negative effects of that traffic associated with our store. This Memorandum encapsulates our commitments in that regard.

Short Term Improvements

1. Menard, Inc. agrees to fund and construct that median and radii widening in Diehl as suggested pursuant to the proposed E Diehl Avenue Modifications prepared by the Des Moines Engineering Department – Traffic & Transportation Division, on April 17, 2009. Such improvements should discourage northbound traffic exiting the Access Drive from making a westbound turning movement onto Diehl, and should allow an easier turning movement for northbound traffic exiting the Access Drive and making an eastbound turning movement onto Diehl.

2. If necessary, Menard, Inc. would expect the City of Des Moines to issue the necessary permits and approvals to conduct the work and to exercise its condemnation powers to acquire that ROW / permanent easement outside of the existing ROW of Diehl necessary for the radii widening suggested by the Traffic & Transportation Division referenced above. This would be for the public purpose of enhancing the health, safety, and general welfare of the public by both reducing and calming westbound traffic on Diehl, and ensuring fewer turning movement conflicts for eastbound traffic on Diehl. Menard, Inc. would reimburse the City of Des Moines any monies expended for purposes of the ROW Acquisition, in an amount not to exceed \$15,000.