

★ **Roll Call Number**

Agenda Item Number

16

.....
Date
 October 8, 2007

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on September 20, 2007, its members voted 12-0 in support of a motion to recommend **APPROVAL** of a request from the Iowa State Fair Board (owner), 3031 East Walnut Street, represented by Gary Slater (officer) to vacate a segment of East Walnut Street from East 30th Court to a point 121.5 feet west and a segment of East 30th Court from East Walnut Street to a point 150 feet south subject to the following conditions:

1. Provision of easements for any existing utilities until such time they are relocated at the applicant's expense.
2. Provision of a hammerhead turnaround at the east terminus of remaining East Walnut Street.

MOVED by _____ to receive and file, and refer to the City Manager for implementation in accordance with the City's standard property disposition procedures.

FORM APPROVED:

 Roger K. Brown
 Assistant City Attorney

(11-2007-1.19)

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

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.

 Mayor

 City Clerk

Request from the Iowa State Fair Board (owner), 3031 East Walnut Street, represented by Gary Slater (officer) for vacation.			File # 11-2007-1.19	
Description of Action	Vacate a segment of East Walnut Street from East 30 th Court to a point 121.5 feet west and a segment of East 30 th Court from East Walnut Street to a point 150 feet south.			
2020 Community Character Plan	Public/Semi-Public.			
Horizon 2025 Transportation Plan	No Planned Improvements.			
Current Zoning District	"R1-60" One-Family Low-Density Residential District.			
Proposed Zoning District	N/A.			
Consent Card Responses	In Favor	Not In Favor	Undetermined	% Opposition
Inside Area				
Outside Area	1	0	0	N/A
Plan and Zoning Commission Action	Approval	12-0	Required 6/7 Vote of the City Council	Yes
	Denial			No

Iowa State Fair Board - E 30th Court & E Walnut Street

11-2007-1.19



Item 11-2007 1.19

Date 9-11-07

(am) (am not) in favor of the request.

(Circle One)

RECEIVED

SEP 17 2007

**COMMUNITY DEVELOPMENT
DEPARTMENT**

Print Name

Virginia Thomas

Signature

Virginia Thomas

Address

3009 E Walnut

Reason for opposing or approving this request may be listed below:

as long as its not us, I
don't care

Date _____

Agenda Item 16

Roll Call # _____

October 8, 2007

Honorable Mayor and City Council
City of Des Moines, Iowa

Members:

Communication from the City Plan and Zoning Commission advising that at their meeting held September 20, 2007, the following action was taken:

COMMISSION RECOMMENDATION:

After public hearing, the members voted 12-0 as follows:

Commission Action:	Yes	Nays	Pass	Absent
David Cupp	X			
Shirley Daniels				X
Dann Flaherty	X			
Bruce Heilman	X			
Jeffrey Johannsen				X
Greg Jones	X			
Frances Koontz				X
Kaye Lozier	X			
Jim Martin	X			
Brian Millard	X			
Brook Rosenberg	X			
Mike Simonson	X			
Kent Sovern	X			
Tim Urban	X			
Marc Wallace	X			



CITY PLAN AND ZONING COMMISSION
 ARMORY BUILDING
 602 ROBERT D. RAY DRIVE
 DES MOINES, IOWA 50309-1881
 (515) 283-4182

ALL-AMERICA CITY
 1949, 1976, 1981
 2003

APPROVAL of a request from the Iowa State Fair Board (owner), 3031 East Walnut Street, represented by Gary Slater (officer) to vacate a segment of East Walnut Street from East 30th Court to a point 121.5 feet west and a segment of East 30th Court from East Walnut Street to a point 150 feet south subject to the following conditions: (11-2007-1.19)

1. Provision of easements for any existing utilities until such time they are relocated at the applicant's expense.
2. Provision of a hammerhead turnaround at the east terminus of remaining East Walnut Street.

Written Responses

4 In Favor

1 In Opposition

STAFF RECOMMENDATION AND BASIS FOR APPROVAL

Staff recommends approval of the requested vacation and conveyance subject to the following conditions:

1. Provision of easements for any existing utilities until such time they are relocated at the applicant's expense.
2. Provision of a hammerhead turnaround at the east terminus of remaining East Walnut Street.

STAFF REPORT

I. GENERAL INFORMATION

1. **Purpose of Request:** The applicant is seeking vacation and conveyance of right-of-way for inclusion with the adjoining Iowa State Fairgrounds to the north and to the east in order to construct an off-street parking lot.
2. **Size of Site:** The portion of East Walnut Street right of way measures 60' x 171.5' (10,290 square feet) and the portion of East 30th Court measures 50' x 150' (7,500 square feet) for a combined area of 17,790 square feet (0.41 acre).
3. **Existing Zoning (site):** "R1-60" One-Family Low-Density Residential District.
4. **Existing Land Use (site):** Unimproved East Walnut Street and East 30th Court.
5. **Adjacent Land Use and Zoning:**
 - East* – "R1-60", Use is the Iowa State Fairgrounds.
 - West* – "R1-60", Use is vacant land owned by the State of Iowa.
6. **General Neighborhood/Area Land Uses:** The subject right-of-way is located at the southwest fringe of the Iowa State Fairgrounds.
7. **Applicable Recognized Neighborhood(s):** Laurel Hill Neighborhood Association.
8. **Relevant Zoning History:** N/A.
9. **2020 Community Character Land Use Plan Designation:** Public/Semi-Public.
10. **Applicable Regulations:** The Commission reviews all proposals to vacate land dedicated for a specific public purpose, such as for streets and parks, to determine whether the land is still needed for such purpose or may be released (vacated) for other use. The recommendation of the Commission is forwarded to the City Council.

II. ADDITIONAL APPLICABLE INFORMATION

1. **Utilities:** Easements must be provided for any existing utilities in place until such time they are relocated at the applicant's expense. No existing utilities have been identified at this time.
2. **Traffic/Street System:** The City's Traffic and Transportation Division has indicated that the requested segments of right-of-way can be conveyed without having an impact on the adjoining street system so long as a hammerhead turnaround at the east terminus of the remaining 221.5' segment of East Walnut Street is provided.

SUMMARY OF DISCUSSION

There was no one to speak on this item and there was no discussion.

Kaye Lozier: Moved for approval of the staff recommendation.

Motion passed 12-0.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "M. Ludwig".

Michael Ludwig, AICP
Planning Administrator

MGL:dfa

Attachment