

★ **Roll Call Number**

Agenda Item Number

22

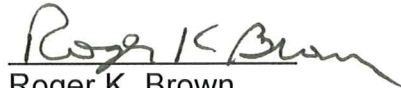
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Date October 9, 2006

WHEREAS, the City Plan and Zoning Commission has advised in the attached letter that at a public hearing held September 21, 2006, the members recommended by a vote of 10-0-1 for **APPROVAL** of a request from Grand View College as owner of the property at 1446 Boyd Street and represented by Scott Bock (officer), for vacation and conveyance of an adjoining 200 foot dead-end segment of Boyd Street located east of East 14th Street, subject to the following:

1. Reservation of easements for all utilities in place; and
2. Provision and maintenance of a proper turnaround and easement for the remaining portion of Boyd Street to accommodate Fire Department apparatus and Public Works vehicles.

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

FORM APPROVED:


 Roger K. Brown
 Assistant City Attorney

(11-2006-1.28)

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
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

Request from Grand View College (owner) represented by Scott Bock (officer), 1446 Boyd Street, for vacation and conveyance.			File #	
			11-2006-1.28	
Description of Action	Vacate and convey the east 200 foot segment of Boyd Street on the dead end portion running east of East 14 th Street.			
2020 Community Character Plan	Public/Semi-Public			
Horizon 2025 Transportation Plan	N/A			
Current Zoning District	"R1-60" One-Family Low-Density Residential District and "PUD" Planned Unit Development District			
Proposed Zoning District	"PUD" Planned Unit Development District			
Consent Card Responses	In Favor	Not In Favor	Undetermined	% Opposition
Inside Area				
Outside Area	0	0	0	N/A
Plan and Zoning Commission Action	Approval	10-0-1	Required 6/7 Vote of the City Council	Yes
	Denial			No

Grand View College - 1446 Boyd Street

11-2006-1.28



October 9, 2006

Honorable Mayor and City Council
City of Des Moines, Iowa

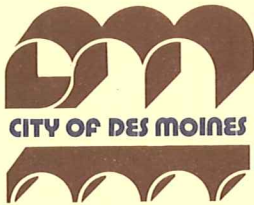
Members:

Communication from the City Plan and Zoning Commission advising that at their meeting held September 21, 2006, the following action was taken:

COMMISSION RECOMMENDATION:

After public hearing, the members voted 10-0-1 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
Brian Meyer	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 Grand View College as owner of the property at 1446 Boyd Street and represented by Scott Bock (officer), for vacation and conveyance of an adjoining 200 foot dead-end segment of Boyd Street located east of East 14th Street, subject to the following: (11-2006-1.28)

1. Reservation of easements for all utilities in place; and
2. Provision and maintenance of a proper turnaround and easement for the remaining portion of Boyd Street to accommodate Fire Department apparatus and Public Works vehicles.

Written Responses

0 In Favor
 0 In Opposition

STAFF RECOMMENDATION AND BASIS FOR APPROVAL

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

1. Reservation of easements for all utilities in place; and
2. Provision and maintenance of a proper turnaround and easement for the remaining portion of Boyd Street to accommodate Fire Department apparatus and Public Works vehicles.

STAFF REPORT

I. GENERAL INFORMATION

1. **Purpose of Request:** Based on a conditions recommended by the Plan and Zoning Commission for the recent proposed amendment to the Grand View East PUD, the applicant is requesting to acquire the subject segment of Boyd Street to incorporate into the East campus.
2. **Size of Site:** Approximately 10,000 square feet of right-of-way.
3. **Existing Zoning (site):** "PUD" Planned Unit Development and "R1-60" One Family Low Density Residential District. Current application for all to be rezoned to "PUD".
4. **Existing Land Use (site):** Developed public street.
5. **Adjacent Land Use and Zoning:**
 - North* – "R1-60" & "PUD", Use is vacant land cleared and prepared for development.
 - South* – "R1-60" & "PUD", Use is east Grand View College campus.
6. **General Neighborhood/Area Land Uses:** The subject right-of-way is at the northwest edge of the east Grand View College campus.
7. **Applicable Recognized Neighborhood(s):** Union Park Neighborhood Association.
8. **Relevant Zoning History:** There is a current application in front of the City Council for a rezoning to "PUD" as an expansion of the Grand View East PUD for a student apartment building directly to the north of the subject portion of Boyd Street. The first reading was approved on September 11, 2006.
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:** There is currently sanitary sewer identified in Boyd Street. Reservation of easements for all utilities in place is necessary.
2. **Traffic/Street System:** The subject segment of street is only adjoined by the applicant's property to be incorporated into the east campus. The Fire and Pubic Works Departments will require that an adequate turnaround be maintained for service to the remaining segment of Boyd Street.

SUMMARY OF DISCUSSION

There was no one in the audience to speak on this item.

Greg Jones moved to approve the requested vacation and conveyance subject to the following:

1. *Reservation of easements for all utilities in place; and*

2. *Provision and maintenance of a proper turnaround and easement for the remaining portion of Boyd Street to accommodate Fire Department apparatus and Public Works vehicles.*

Motion passed 10-0-1 (Kent Sovern abstained).

Respectfully submitted,

A handwritten signature in blue ink, appearing to read 'M. Ludwig'.

Michael Ludwig, AICP
Planning Administrator

MGL:dfa

Attachment