Roll Call	Num	ber			Agenda Item Number 59 A		
Date Octob	oer 10,	2016					
				TOMO	M QUIK TRIP CORPORATION TO AMEND THE RROW PLAN FUTURE LAND USE DESIGNATION CAPITOL AVENUE)		
WHE Creating Our	100			16, by R	oll Call No. 16-0717, the City Council adopted the PlanDSM:		
communication September 15 Corporation ( Tomorrow Plance Capitol Avenum within a neigh	on from , 2016, (owner), an to revue from aborhood	the Cit its men represe vise the Low D d node.	ty Plan abers vented be current ensity	and Zooted 7-4 y Mike future la Resident	6, by Roll Call No. 16-1610, the City Council received a oning Commission advising that at a public hearing held to recommend <b>APPROVAL</b> of a request from Quik Trip Talcott (officer), to amend the PlanDSM: Creating Our and use designation for real property locally known as 1522 ial within a neighborhood node to Community Mixed Use <b>LVED</b> , by the City Council of the City of Des Moines, Iowa, Creating Our Tomorrow Plan, as described above, is hereby		
MOV amendment.	ED by _		S.		to adopt and APPROVE / DENY the proposed		
	nk, Ass	istant Ci e votes a	ty Atto: are req	rney uired to	(21-2016-4.05) approve the proposed amendment due to the Commission's firmative vote of two-thirds of the present members of the		
Commission. I							
COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT	CERTIFICATE		
COWNIE							
COLEMAN					I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said		
GATTO					City of Des Moines, held on the above date, amon		
GRAY					other proceedings the above was adopted.		

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT	CERTIFICATE
COWNIE					
COLEMAN					I, DIANE RAUH, City Clerk of said City hereby
GATTO					certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among
GRAY					other proceedings the above was adopted.
HENSLEY					
MOORE					IN WITNESS WHEREOF, I have hereunto set my
WESTERGAARD					hand and affixed my seal the day and year fir above written.
TOTAL					
MOTION CARRIED	-		AP	PROVED	
				Mayor	City Clerk



September 22, 2016

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 15, 2016, the following actions were taken regarding requests from Quik Trip Corporation (owner) represented by Michael Talcott (officer) on property located at 1501 & 1515 East Grand Avenue and 1522 Capitol Avenue.

## **COMMISSION RECOMMENDATION:**

After public hearing, the members voted 11-0 as follows:

Commission Action:	Yes	Nays	Pass	Absent
Francis Boggus	Χ			
Dory Briles	Χ			
JoAnne Corigliano	Χ			
David Courard-Hauri	Χ			
Jacqueline Easley	Χ			
Jann Freed				X
John "Jack" Hilmes	Χ			
Carolyn Jenison	Χ			
Greg Jones	Χ			
William Page				X
Mike Simonson	Χ			
CJ Stephens				X
Steve Wallace	Χ			
Greg Wattier				X
Rocky Sposato	Χ			

**APPROVAL** of Part A) that the proposed rezoning be found <u>not</u> in conformance with the existing PlanDSM Creating Our Tomorrow future land use designation for the property known as 1522 Capitol Avenue;

and Highway-Oriented Commercial District to revise the conditions to remove the condition prohibiting the commercial site development to Capitol Avenue, subject to the following conditions:

1. The public alley within the Property shall not be truncated and shall be connected to Capitol Avenue.

2. The applicant shall work with City staff to create an urban edge for the north streetscape (Grand Avenue frontage), to the approval of the Planning Administrator. (ZON2016-00100)

The Commission also voted 7-4 as follows:

APPROVAL of Part D) a Site Plan under design guidelines for gas stations and convenience stores on property located at 1501 & 1515 East Grand and 1522 Capitol Avenue, to allow demolition of the existing convenience store and pump island canopy and to construct a 5,773-square foot convenience store with a pump island canopy having 12 fueling locations expandable to 16 fueling locations and allowing commercial site development to access Capitol Avenue, subject to the following conditions:

1. The public alley within the Property shall not be truncated and shall be connected to Capitol Avenue.

2. The applicant shall work with City staff to create an urban edge for the north streetscape (Grand Avenue frontage), to the approval of the Planning Administrator. (10-2017-7.19)

### STAFF RECOMMENDATION TO THE P&Z COMMISSION

Part A) Staff recommends that the proposed rezoning be found not in conformance with the existing PlanDSM Creating Our Tomorrow future land use designation for the property known as 1522 Capitol Avenue.

Part B) Staff recommends denial of an amendment to the PlanDSM: Creating Our Tomorrow Plan to revise the future land use designation from Low Density Residential to Community Mixed Use for the property known as 1522 Capitol Avenue.

Part C) Staff recommends denial of the request to rezoning from "R1-60" District and Limited "C-2" District to a revised Limited "C-2" District.

Part D) Staff recommends denial of the submitted Site Plan.

## Written Responses

- 0 In Favor
- 2 In Opposition

# STAFF REPORT TO THE PLANNING COMMISSION

1. Purpose of Request: The subject parcels are owned in common with the parcel that contains the applicant's existing convenience store and fuel pumps. The applicant is

August 26, 2016 (20 days prior to the hearing) and September 2, 2016 (13 days prior to the hearing due to the Labor Day holiday) to the Capitol East Neighborhood Association and to the primary titleholder on file with the Polk County Assessor for each property within 250 feet of the site.

All agendas and notices are mailed to the primary contact(s) designated by the recognized neighborhood association to the City of Des Moines Neighborhood Development Division. The Capitol East Neighborhood Association notices were mailed Jack Leachman, 1921 Hubbell Avenue, Des Moines, IA 50316. The applicant held a neighborhood meeting prior the consideration of the rezoning at the July 21, 2016 meeting of the Commission.

- 8. Relevant Zoning History: On August 20, 2001, the City Council approved Ordinance Number 13,985 (Roll Call No. 01-2598) rezoning a portion of the applicant's site from "R1-60" District to a Limited "C-2" District. This portion of the site fronts Capitol Avenue and is comparable in width and depth to two single-family lots. The following zoning conditions are listed in Ordinance Number 13,985.
  - A. There shall be no direct vehicular access between the Property and Capitol Avenue. There shall be no direct vehicular access between the Property and the adjoining East/West alley. All vehicular access to the Property shall be provided through the adjoining land to East 15<sup>th</sup> Street and East Grand Avenue.
  - B. The following uses of land and structures shall not be permitted upon the Property:
  - 1) Automobile, trailer, motorcycle, boat and farm implement establishments for display, hire, rental or sale.
  - 2) Taverns and nightclubs.
  - 3) Adult entertainment businesses.
- 9. PlanDSM Creating Our Tomorrow: The subject site is designated as "Community Mixed Use", "Low-Density Residential" all within a "Neighborhood Node" on the Future Land Use Map.
- 10. Applicable Regulations: The Commission reviews all proposals to amend zoning boundaries or regulations within the City of Des Moines. Such amendments must be in conformance with the comprehensive plan for the City and designed to meet the criteria in 414.3 of the Iowa Code, and taking into consideration the criteria set forth in Chapter 18B of the Iowa Code. The Commission may make recommendations to the City Council on conditions to be made in addition to the existing regulations so long as the subject property owner agrees to them in writing. The recommendation of the Commission will be forwarded to the City Council.

In consideration of the criteria set forth in Chapter 18B of the Iowa Code, any Site Plan application which includes property used as a gas station or convenience store and for extension of parking shall be approved by the Plan and Zoning Commission if the proposed Site Plan conforms with the design regulations in Section 82-213 and the following additional design guidelines in Section 82-214.08 of the City Code, unless the commission determines that the construction and use of the site will have a significant detrimental impact on the use and enjoyment of adjoining residential uses. Section 82-



- The ability to provide housing in close proximity to jobs; and
- Access via transit and other alternative modes of transportation.

LU10: Prioritize new mixed use development and redevelopment along proposed high capacity transit corridors and nodes.

LU24: Provide safe and pleasant walking and biking routes to neighborhood features including commercial areas, public spaces, recreational facilities, and schools.

LU25: Require new development and redevelopment to be compatible with the existing neighborhood character.

T11: Design safe and accessible pedestrian ways connecting major destinations throughout the City including transit corridors.

ED14: Support the development of a complete multimodal transportation network for pedestrians, bicyclists, transit, and automobiles.

CCN5: Ensure infill development is sensitive to the existing character of the neighborhood.

CCN18: Promote compact, mixed-use development to provide adequate density to support neighborhood commercial viability.

CCN22: Encourage neighborhood nodes that are accessible by pedestrians, bicyclists, and transit users, as well as motorists.

The adjoining segment of the East Grand Avenue corridor predominately consists of a traditional, walkable commercial district. Most buildings have minimal setbacks from the street, particularly those that are the most recent to be developed. The building stock is a mix of historic commercial buildings and modern infill construction.

The applicant is proposing to redevelop the site with a new convenience store building and site improvements. The building would be located slightly to the east of the center of the site. It would be separated from the adjoining Rights-Of-Way by surface parking. The fuel pump island would be located to the west of the building along East 15<sup>th</sup> Street. The submitted Site Plan shows two driveways to East Grand Avenue, one driveway to East 15<sup>th</sup> Street and one driveway to Capitol Avenue. The Site Plan proposed to remove the existing access drive that provides ingress/egress from the west end of the alley to Capitol Avenue. The portion of the alley that used to extend through the site to East 15<sup>th</sup> Street was previously vacated and incorporated into the Quik Trip site. The alley is shown as a dead end at the east perimeter of the site, closed off with bollards.

The proposed layout consists of a standard, auto-oriented design. It does not support the existing pedestrian-oriented character of the East Grand Avenue corridor, nor does it comply with the goals of the City's Comprehensive Plan as listed above. Staff understands that achieving a mixed-use project at this site that includes a convenience store with fuel sales is not practical. However, the site should still be configured in a way that the building is located along East Grand Avenue, which would better fit the

- D. All development proposals should show evidence of coordination with the Site Plan as well as arrangement of buildings and planning elements of neighboring properties by:
  - (i) Responding to local development patterns and the streetscape by use of consistent building setbacks, orientation and relationship of structures to the street and linkages to pedestrian facilities;
  - (ii) Seeking shared-access with adjoining commercial uses where feasible to minimize curb cuts and enhance pedestrian and vehicular circulation;
  - (iii) Minimizing cross traffic conflicts within parking areas.

The adjoining segment of East Grand Avenue corridor predominately consists of a traditional, walkable commercial district. Most buildings have minimal setbacks from the street, many with a zero setback on the north side of East Grand Avenue.

The applicant is proposing to redevelop the site with a new convenience store building and site improvements. The building would be located on the eastern half of the site. It would be separated from the adjoining rights-of-way by parking. The fuel pump island would be located to the west of the building along East 15th Street. The submitted Site Plan shows two driveways to East Grand Avenue, one driveway to East 15th Street and one driveway to Capitol Avenue. The Site Plan includes removing the existing access drive that provides segregated egress from the west end of the alley to Capitol Avenue. The portion of the alley that used to extend through the site to East 15th Street was previously vacated and incorporated in the Quik Trip site. The submitted alley is shown as a dead end at the east perimeter of the site.

The proposed layout consists of a standard, auto-oriented design. It does not support the existing pedestrian-oriented character of the East Grand Avenue corridor, nor does it comply with the goals of the City's Comprehensive Plan as listed above. Staff understands that achieving a mixed-use project at this site that includes a convenience store with fuel sales is not practical. However, the site should be configured in a way that the building is located along East Grand Avenue to address the pedestrian-oriented corridor, which would better fit the existing character, support greater pedestrian connectivity, and address the goals of the PlanDSM Creating Our Tomorrow. Staff has presented this option to the applicant.

- E. The Site Plan shall mitigate the negative impacts from site activities on adjoining uses as follows:
  - Service areas, storage areas and refuse enclosures should be oriented away from public view and screened from adjacent sites;
  - (ii) Drive-through windows, menu boards and associated stacking lanes should be oriented away from residential areas or screened from public view;
    - (iii) Auto repair bay openings and car-wash openings should be oriented away from residential uses;
  - (iii) Lighting should be non-invasive to adjoining residential use.

or in special instances a predominant material found in the surrounding commercial area. Columns should be designed to minimize visual impact.

The three primary facades of the proposed building would be sided with brick and porcelain tile and would have aluminum cornices and entrance canopies. The rear façade would be sided with brick with no other detail. Staff recommends that porcelain elements be provided on the rear façade along with cornice design to match the other three facades. This is based on the east side of the building being within public view of East Grand Avenue.

E. Walls, pump island canopies and other outdoor covered areas should be compatible with the building, using similar material, color and detailing.

The proposed fuel pump island canopy would be sided with metal and supported by columns wrapped in brick to match the building.

F. To encourage visually interesting roofs, variations in the roof line and treatments such as extended eaves and parapet walls with cornice treatments are encouraged.

The proposed building design includes wall plane variation and parapet wall height on the three street facing facades.

- G. Perceived height and bulk should be reduced by dividing the building mass into smaller-scaled components. Examples of treatments that could be used to avoid excessive bulk and height include:
  - (i) Low-scale planters and site walls.
  - (ii) Wainscot treatment.
  - (iii) Clearly pronounced eaves or cornices.
  - (iv) Subtle changes in material color and texture.
  - (v) Variation in roof forms.
  - (vi) Covered pedestrian frontages and recessed entries.
  - (vii) Deeply set windows with mullions.

The proposed building design includes wall plane variation, material variety and varying parapet wall heights on the three street facing facades.

# H. Canopies:

(i) Integration of materials on canopies that are similar or compatible to those used on the building or site walls is desirable (e.g., wrap the canopy columns with brick that matches the building). Multiple canopies or canopies that express differing masses are encouraged.

The proposed fuel pump island canopy would be sided with metal and supported by columns wrapped in brick to match the building. The double array of pump apparatus would minimize the expanse of the canopy appearance from all directions.



E. Proper maintenance and timely replacement of plant material is required and will be enforced based on the approved Site Plan.

The submitted site plan does not comply with the City's Landscaping Standards. Minimum open space should be 20% of the site or 1,000 square feet per vehicle fueling location, whichever is greater. The greater requirement in this case is the 20% provision or 15,424 square feet. The Site Plan proposes 13,807 square feet (17.9%) of open space. The pavement and/or building footprint would need to be reduced to meet this requirement. Additional open space could also be obtained by expanding interior planting islands throughout the site.

Currently portions of the required landscaping (open space, parking perimeter, interior lot, and bufferyard) are shown within the Right-Of-Way areas which would not comply. The requirements for these landscaping elements must be satisfied within the private property.

The Site Plan needs to be revised to provide a 10-foot bufferyard where adjacent to the residential use to the east. Minimum planting requirements for bufferyards are two (2) overstory tree and six (6) evergreen trees per 100 lineal feet of property line, in addition to the 6-foot screen. There is approximately 130 lineal feet of required bufferyard along the east property line demanding this requirement. Should the alley egress be provided in this location, the bufferyard should be between the alley and the existing residences.

Perimeter lot plantings are required within the minimum 10-foot paving setback along all street side property lines of parking lots. Currently the setbacks are shown at 5.5 feet along some portions of Capitol Avenue and 7.93 feet along portions of East Grand Avenue and do not comply. All perimeter lot setbacks shall have a minimum 10-foot setback based on the amount of paving.

The interior parking lot minimum plantings require one (1) overstory deciduous tree and three (3) shrubs for every 20 parking spaces provided. They shall be within planter beds of no less than nine (9) by seventeen (17) or 153 square feet. The plans identify the islands with trees but no shrubs have been provided.

To meet the intent of PlanDSM by tying into the existing pedestrian corridor, staff recommends providing parkway planting requirements. This would call for one overstory tree per 30 lineal feet within the Right-Of-Way in 5-foot by 15-foot planters, 1 foot back of curb within the sidewalk along East Grand Avenue, with a 6-foot dedicated walk width.

To meet the design guideline for enhancing the overall appearance, staff recommends providing a minimum 42-inch tall decorative black metal fence around the perimeter of the site along East Grand Avenue and East 15th Street. This would not have to be continuous but could be broken up with other landscape features. Shrub landscaping that is indicated on the landscape plan is located on the outside, or street facing side of the fence.

of the total sign height. Monument signs are sometimes referred to in this chapter as monumental signs.

# 4). Lighting.

- A. Lighting of gas stations and convenience stores should enhance safety and provide light levels appropriate to the visual task with minimal glare, light trespass and excess site brightness. Lighting should not be a nuisance or a hazard.
- B. Direct light trespass beyond property lines is prohibited. The maximum horizontal illuminance at grade and the maximum vertical illuminance at five feet above grade measured at the property line should not exceed Illuminating Engineering Society of North America (IESNA) recommended practices for light trespass. (0.5 footcandles for residential, 2.0 footcandles for commercial). The Site Plan must contain illuminance models showing light levels throughout the site.

The site is surrounded by commercial and civic uses except residential property to the east. The submitted photometric plan indicates compliance with these requirements except a couple locations along the east property line would slightly exceed the 0.5 footcandles that would be required for adjacency to residential use.

C. Light fixtures mounted under canopies should be completely recessed into the canopy with flat lenses that are translucent and completely flush with the bottom surface (ceiling) of the canopy. Generally, lights shall not be mounted on the top or sides (fascia) of the canopy and internally illuminated/entirely translucent canopies should be prohibited. However, accent lighting on the sides (fascia) of the canopy may be permitted.

The submitted drawings indicate the fuel pump island canopy would have recessed lights with lenses that are flush with the bottom surface of the canopy.

Due to the proximity of the Capitol View Elementary School, as well as current neighborhood planning efforts, Traffic Engineering disagrees with this statement and believes that introducing a commercial access point on Capitol Avenue would be contrary to efforts to prioritize walkability in the vicinity of schools in Des Moines. Capitol Avenue is on the designated school walk route for Capitol View Elementary and is used by parents, students, and school buses to access the school.

A sidewalk connection from the new QT to Capitol Avenue should be provided.

Additional response from Traffic Engineering to the submitted traffic study included:

- A) The report recommended investigating the addition of traffic signal heads for the northbound approach of East 15th Street and East Grand Avenue to potentially address crash trends at the intersection. The City will investigate further.
- B) The report included a discussion about the crashes happening along East Grand Avenue, east of East 15th Street and suggested that a center turn lane may help to address the left turn and failure to yield from driveway crashes. There were only two reported crashes in the studied time period that may have involved motorists exiting the QT site on East Grand Avenue, therefore no significant trend currently exists that would necessitate immediate changes in association with the site redevelopment. The City will investigate the possibility of a center left turn lane on East Grand Avenue in conjunction with the results of the Walkability Study later in 2017.
- 5. Parking: A minimum of 20 off-street parking spaces are required for the proposed 5,773-square foot building (1 per 300 square feet). The applicant is proposing 62 parking spaces. The PlanDSM seeks to minimize off-street parking area. In this instance the submitted plan provided over three times the required minimum. Based on this staff believes that reducing the number of parking spaces to revise the building location could be accomplished without compromising necessary parking.
- 6. **Drainage/Grading:** The submitted Site Plan indicates storm water management being handled by a surface detention basin at the eastern end of the site. This may need to be redesigned depending on the solution provided for egress of the east/west alley.
- 7. Beer and Wine Permit/Liquor License: The existing store sells beer and wine only. For beer and wine sales, the site would be required to maintain a 150 foot separation from a church, park, school, or licensed day care use. This proposed site would not currently meet those requirements with only 80 feet of separation from Capitol View Elementary School. However, if the applicant does not surrender a valid beer and wine permit for the property and keeps it valid during the development of a new convenience store, there would not be a loss of legal non-conforming rights to the existing separations. Convenience stores do not require a Conditional Use Permit for the sale of beer and wine only.
- 8. Staff Rationale: Based on review of the proposed rezoning, which must be found in accordance with PlanDSM: Creating Our Tomorrow, staff does not believe the development concept reinforced with the submitted Site Plan meets the intent of the City's Comprehensive Plan. Therefore, staff recommends denial of the requested

GAR

Mike Talcott with QuikTrip Corp., 5725 Fox Ridge Dr., Mission, KS, stated when they originally modeled the current store they bought the property, moved the alley, and gave the city the easement. On this plan they modeled it similar initially, but after consulting with city representatives and the Real Estate Department, they learned that all homes on Capitol Avenue have access to their driveways from the street and the alley is not necessary for them to gain access to their property driveways. The consensus was that the residents did not need this alley, but they were certainly open to a solutions.

## CHAIRPERSON OPENED THE PUBLIC HEARING

<u>Jean Schooley</u> 1554 Capitol Avenue, member of Capitol East Neighborhood Association stated that the alley is needed as people use this alley to take and pick up children from the school located on the other side of Capitol Avenue It is necessary as 15<sup>th</sup> Street is oneway in front of school.

Mike Simonson inquired if the neighborhood association had taken a vote.

Jean Schooley stated they did not.

Mike Talcott stated that he had attended the neighborhood meeting on September 14, and felt that the neighborhood supported the new store and were excited to have it in their area. He also noted their long history in this neighborhood and how they had initially came in and purchased a dilapidated building and cleaned up the street. They have been successful in serving this neighborhood and wish to improve and continue on in this area.

<u>Mike Simonson</u> wanted an explanation on zoning from staff as to how this compares to Dahl's on Ingersoll where they were required to bring their building up to the street, and then the new QuikTrip store on Keo Way. What was that zoning and why was that required, and how is this site different or the same? What is the mechanism trigging the comment for the requirement to pull this building forward?

Mike Ludwig explained at the time Dahl's C-Store on Ingersoll was part of a rezoning to PUD and was part of the PUD negotiation. The store on Keo did not get pulled up to the corner, rather it was approved by City Council despite the recommendation of staff and the Planning Commission. It was also considered prior to the adoption of Plan DSM. In light of the new Plan DSM Comprehensive Plan being adopted, staff is trying to do their best to implement the goals and visions of that plan with the existing codes. Just like other Comprehensive Plans adopted in the past, such as the Community Character 2020 Plan, we implemented those plans with the existing code that was originally adopted in 1965. We have probably had three different Comprehensive Plans that we have tried to implement with the existing code, so implementing Plan DSM with existing code is really nothing new. We are trying to write a new code, which may mandate building placement rather than utilize design guidelines. We are making staff recommendations in light of our new comprehensive plan. We have given latitude to other projects such as SW 9th and Army Post Road, but they have a different character of the surroundings and are not currently a pedestrian corridors. The store on MLK and Hickman does not carry the same opportunity for redevelopment as the area we are currently considering. We must consider the personality or character of each area. Staff feels strongly that this area along East Grand needs to have at the least the end of the store up to the street along Grand Avenue. We have done a significant amount of work contributing to the NPC character along this

Ben Bruner stated he does not agree. This is a corporate decision and what they have works. They have considered every option and what they have is what they need. They believe they are improving it from a pedestrian stand point by adding the walkway and not going through the driveway entrance. There is a consideration of the internal site functionality and safety. This is a unique site in the sense you have the pedestrian pathway on Grand and then highway oriented on E.15<sup>th</sup>. It's tough to say it's in the middle of a neighborhood that they need to fully integrate it to the street frontage. From a practical stand point, it's somewhat a corporate impossibility to do too much with it. From a procedural stand point, Erik noted if the rezoning is approved, the request from staff is to continue the site plan. Their request is for a decision on the site plan and not a continuance at this point. This is a project that QuikTrip is ready to green light or possible park.

Mike Talcott added reasons not to anchor store to the north sidewalk. Their new design segregates gas customers from store customers. Moving the store disrupts their flow taking away store parking and forcing people to fight for parking along with gas customers when only coming to the store for merchandise. In essence, they have created a separate parking area for customers and this will set them back not to have it this way. They have improved pedestrian access, they are pre-certified ADA complainant and the site plan will reveal this much safer and functional. Corporate hopes they can consider the site plan as it has been presented as the best option for this location.

<u>Mike Simonson</u> believes there are other things they could do to create a street presence if they absolutely cannot move the building such as brick piers or a trellis. He is frustrated that his is not hearing anything further to benefit the streetscape.

<u>Mike Talcott</u> responded that this is something that they have worked with on other locations and they are willing to consider items like this to create that edge. As of now, with what he has been presented, staff recommendation is not considering anything other than moving the building.

<u>Mike Simonson</u> stated there is a reason staff wants the building moved, but if you cannot do it, are there other ideas that would help mitigate their concerns?

Mike Talcott stated they are absolutely willing to work on the streetscape.

Rocky Sposato asked if what QuikTrip is proposing now is compliant with the current codes or are we tying it to future codes that have not been written yet?

<u>Mike Ludwig</u> stated that staff recommends that the proposed site plan is not compliant with the existing code when the design criteria, which are very subjective criteria, are viewed in light of PlanDSM.

## CHAIRPERSON CLOSED THE PUBLIC HEARING

<u>Greg Jones</u> stated that he believes we have discovered that our current ordinance for C-Stores does not match our new comprehensive plan. He is not sure if that if all C-Stores are unwilling to put their building face along a pedestrian corridor that we are ever going to mate the two. They all do the same thing wanting parking around their building. Even

Glenna Frank agreed it should be both.

## **COMMISSION ACTION:**

<u>Mike Simonson</u> moved staff recommendation that the proposed rezoning be found not in conformance with the existing PlanDSM Creating Our Tomorrow future land use designation for the property known as 1522 Capitol Avenue.

# **THE VOTE: 11-0**

<u>Mike Simonson</u> moved approval to amend the existing PlanDSM: Creating Our Tomorrow Plan future land use designation from Low Density Residential within a Neighborhood Node to Community Mixed Use within a Neighborhood Node.

**THE VOTE**: **7-4** (Mike Simonson, Jaqueline Easley, Steve Wallace, JoAnne Corigliano, Carolyn Jenison, Francis Boggus, and Dory Briles voted in favor. David Courard-Hauri, John "Jack" Hilmes, Greg Jones, and Rocky Sposato voted in opposition).

\*6/7of vote is required by the council as the land use plan amendment requires affirmative vote by 8 members of P&Z (2/3 of 11 members present)

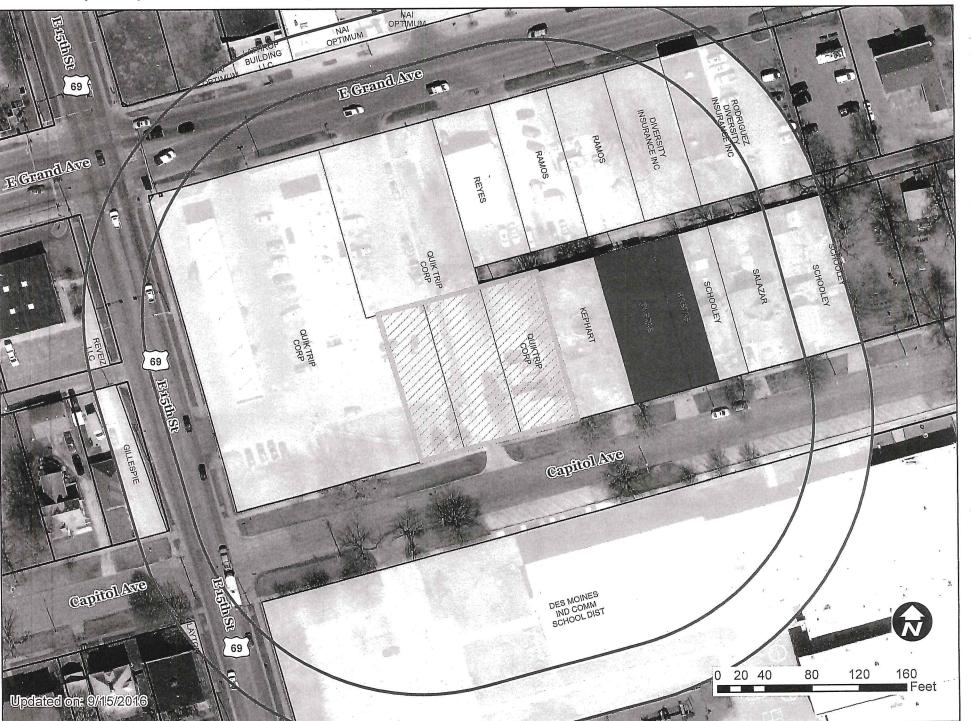
Mike Simonson moved approval of the request to rezone 1522 Capitol Avenue from "R1-60" One-Family Low-Density Residential District to "C-2" General Retail and Highway-Oriented Commercial District and rezone a portion of 1515 East Grand Avenue from Limited "C-2" General Retail and Highway-Oriented Commercial District to revise the conditions to remove the condition prohibiting the commercial site development to access Capitol Avenue, subject to the following conditions:

- 1. The public alley within the Property shall not be truncated and shall be connected to Capitol Avenue.
- 2. The applicant shall work with City staff to create an urban edge for the north streetscape (Grand Avenue frontage), to the approval of the Planning Administrator.

**THE VOTE: 7-4** (Mike Simonson, Jaqueline Easley, Steve Wallace, JoAnne Corigliano, Carolyn Jenison, Francis Boggus, and Dory Briles voted in favor. David Courard-Hauri, John "Jack" Hilmes, Greg Jones, and Rocky Sposato voted in opposition).

Mike Simonson moved approval of a Site Plan under design guidelines for gas stations and convenience stores on property located at 1501 & 1515 East Grand and 1522 Capitol Avenue, to allow demolition of the existing convenience store and pump island canopy and to construct a 5,773-square foot convenience store with a pump island canopy having 12 fueling locations expandable to 16 fueling locations and allowing commercial site development to access Capitol Avenue, subject to the following conditions:

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ZON2016-00100 R

(Circle One) Print Name  SEP 15 2016  Signature  Address  Address  Reason for opposing or approving this request may be listed below:
SEP 15 2016 Signature Jobe Carlson Address 2307 Siw, 35 th St. A DILENY Day,
Address 2309 S.W. 35 Th ADKENY Da,
50003
ZON2016-00100
Item 1622 CAPTOL AUE Date JUNE 10-2016  (am not) in favor Dithe request.  (Circle App) EVELOPMENT  Print Name JOHN C. CARLSON OF COMMUNICATION
(am) (am not) in favor of the request.  no address. OV of
COMNINITATION Print Name TOHN C. CARLSON OF
NIN 15 Luis Signature John & Carles
DEPARTMENT Address
Reason for opposing or approving this request may be listed below:

# SITE PLANS FOR QUIKTRIP STORE #0535 1501 EAST GRAND AVENUE

CITY OF DES MOINES, COUNTY OF POLK, STATE OF IOWA

TEL: (515) 725-4742 CONTACT: DOUG EBELSHEISER TEL: (515) 830-0445 CONTACT: JEFF KLOCKO TELECOMMUNICATIONS
MEDIACOM COMMUNICATIONS

TEL: (515) 246-2252 CONTACT: PAUL MAY

ANY DEPENDENT EXCHANGEN CONSTRUCTION, OR FILING IN A U.S. CORPS OF ENGINEERS DESIGNATED WELFARD IS SUBJECT TO LOOK, ATTA AND FEDERAL APPROVALS. THE CONTRACTOR SHALL COMPLY WITH ALL CONTRACTOR SHALL COMPLY WITH ALL CONTRACTOR STATEMENT WITH A UNITARY OF THE PROPERTY CONTRACTOR SHALL FOLD THE CONTRACTOR SHALL FOLD THE CONTRACT DESIGNATION WILL BE CONTRACTOR SHALL FIND THE CONTRACT DESIGNATION OF THE DISSIPLE WITH SHAPE SHAPE

HE CONTRACTOR IS RESPONSIBLE FOR PROVIDING TRAFFIC CONTROL. FOR MY WORK PERFORMED WITHIN STREET ROH-TO-W.Y. TRAFFIC CONTROL. FOR MY WORK PERFORMED WITHIN STREET ROH-TO-W.Y. TRAFFIC CONTROL. DEVICES SHALL CORPORATE DETION AND CITY OF DES MOINES SPECIFICATIONS. THE CONTROL OF THE WORK PROVIDED TO THE WORK PROVIDED TO THE WORK TO CONTROL OF MY ALCE FOR EACH PHASE OF CONSTRUCTION. THE CONTROL OF MY ALCE FOR EACH PHASE OF CONSTRUCTION. THE CONTROL OF MY ALCE FOR EACH PHASE OF CONSTRUCTION. THE CONTROL OF MY ALCE FOR EACH PHASE OF THE WORK PART OF THE WORK THE CONTROL DEVICES THROUGHOUT THE DURATION OF THE WORK THE CONTROL DEVICES.

ACCORDING TO THE FEDERAL EMERGENCY MANAGEMENT AGENCY FLOOD MAP SCRVICE THE SUBJECT PROPERTY SI COUTED IN FEAR HOLDD PARESS NO. WHICH IS DETRIBED AS AREAS DETERMINED TO BE OUTSIDE THE GAZE X, ANNIAL CHANCE FLOODPLAIN. BOTH MAPS HAVE AN EFFECTIVE DATE OF SEPTEMBER 18, 1987.

### HORIZONTAL DATUM:

VERTICAL DATUM:

RANDY ZERR 1360 NORTHWEST 121ST STREET CLIVE, 10WA 50325 TEL: (515) 964—1229 FAX: (515) 964—2370

OT CMIL PROJECT MANAGER
QUIKTRIP CORPORATION
WADE RICHARDSON
4705 SOUTH 125TH EAST AVENUE
TULSA, OKLAHOMA 74134
TEL: (918) 615-7942

# PRE DEPARTMENT 2715 DEAN AVENUE DES MOINES, IOWA 50309 TEL: (515) 237-1316 FAX: (515) 283-4907 CONTACT: PATRICK PHELAN PROJECT CONTACT LIST:



		Of Street, 111 mm		
-	1	COVER		
	2	DEMOLITION PLAN		
	3	SITE PLAN		
	4	GRADING PLAN		
	5-8	DETAILED GRADING PLAN		
)	7	STORM SEWER PLAN		
	В	STORM WATER MANAGEMENT FACILITIES PL		
	9	EROSION CONTROL PLAN		
	10	UTILITY PLAN		
	11	TREE MITIGATION PLAN		
	12	LANDSCAPE PLAN		
	13-15	DETAILS		

SHEET NO. SHEET TITLE

DEVELOT WIL	IVI OUMMAN		
GROSS PROPERTY AREA	77,117 S.F. ± (1.77 ACRES ±)		
BUILDING: TYPE OF USE	CONVENIENCE STORE WITH FUE		
HEIGHT .	22-0*		
GROSS FLOOR AREA	5,773 S.F.		
CANOPY: DISPENSER ARRANGEMENT GROSS CANOPY AREA HEIGHT	5 DISPENSERS (DOUBLE) WITH 2 FUTURE DISPENSERS 5,418 S.F. 18-6" MIN. / 23-0" MAX.		
OPEN SPACE:  REQUIRED  PROVIDED	15,424 S.F. (20,0%) 13,807 S.F. (17,9%)		
IMPERVIOUS AREA:			

DEVELOPMENT SUMMARY

ZONING SUMMAR	REQUIRED	
ZONED: C-2 (GENERAL RETAIL AND HIGH ORIENTED COMMERCIAL DISTRICT)	PROVIDED IMPERVIOUS AREA:	
MINIMUM LOT AREA (SQUARE FEET)	NONE	EXISTING
MINIMUM LOT WIDTH (FEET)	NONE	PROPOSED
SITE AREA PER UNIT (SQUARE FEET)	NONE	1,10,000
BUILDING: FRONT YARD SETBACK (FEET) SIDE YARD SETBACK (FEET)	25 N/A	REQUIRED PARKING
REAR YARD SETBACK (FEET)	100	
REQUIRED OPEN SPACE	20%	PROVIDED PARKING
MAXIMUM HEIGHT (FEET)	45	

HEIGHT		18'-6" MIN, / 23'-0" MAX.
OPEN SPACE;		
REQUIRED		15,424 S.F. (20.0%)
PROVIDED	1	13,807 S.F. (17.9%)
IMPERVIOUS AREA:		
EXISTING		54,559 S.F. (70.7%)
PROPOSED		63,310 S.F. (82.1%)
	1 SPACE PER 300 S.F. C	F GROSS FLOOR AREA (G.F.A.)
REQUIRED PARKING	STANDARD	19 .
	ADA	1
	TOTAL	20
	STANDARD	59
PROVIDED PARKING	ADA	3
	TOTAL	82







TE PLAN	
APPROVED	APPROVED WITH CONDITION See Exhibit, "A" officied here
ACCORDANCE WITH SECTION 82-20	/ (c.) 2000 Des Maines



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053E . 9 QuikTrip |

PROJECT NO.: 2714061

SHEET NUMBER:

NAVDEB CONVERSION - CITY DATUM + '773.94'

