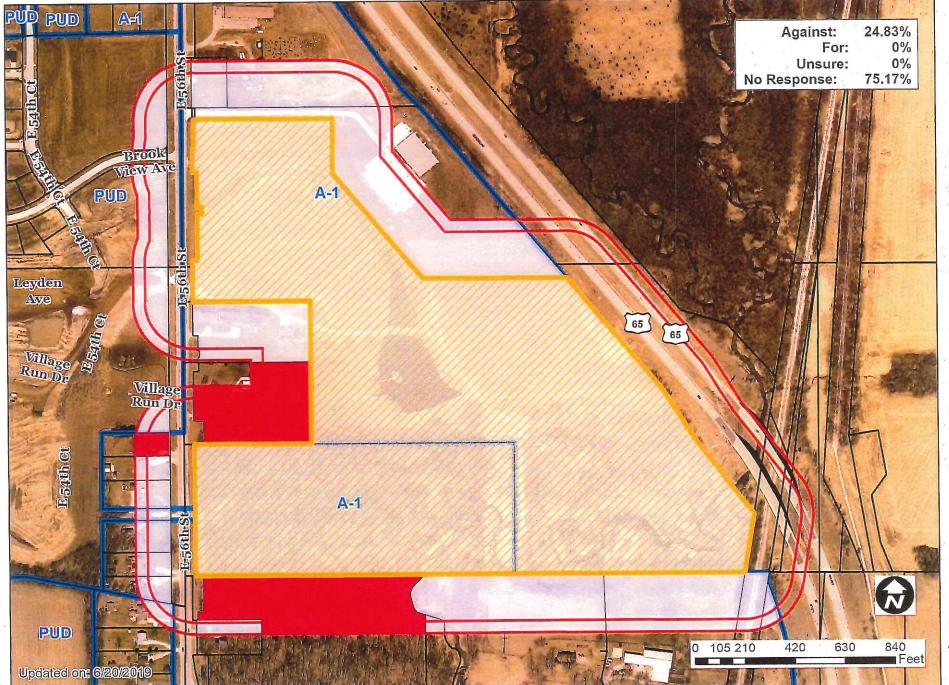
FORM APPROVED: Council action Yeas Nays Pass Absent Council action Yeas Nays Pass Absent Council action Council action Council action Yeas Nays Pass Absent Council action Council action	Roll Call	Numk	oer			Agenda Item Number
WHEREAS, on April 25, 2016, by Roll Call No. 16-0717, the City PlanDSM: Creating Our Tomorrow Plan; and WHEREAS, at a public hearing held on June 20, 2019, the Commission voted 10-0 in support of a motion to recommend APPROVAL Larson Homes, LLC and QSL Development, LLC (owner), represented by June 20, 2019, the Commission voted 10-0 in support of a motion to recommend APPROVAL Larson Homes, LLC and QSL Development, LLC (owner), represented by June 20, 2019, the Commission voted 10-0 in support of a motion to recommend APPROVAL Larson Homes, LLC and QSL Development, LLC (owner), represented by June 20, 2019, the Commission voted 10-0 in support of a motion to recommend APPROVAL Larson Homes, LLC and QSL Development, LLC (owner), represented by June 20, 2019, the City Council Acron Larson Homes, LLC and QSL Development, LLC (owner), represented by June 20, 2019, the City Council Modines, Iowal Medium Density Residential June 20, 2019, the City Council Moines, Iowal that the proposed amendment to the PlanDSM: Creating Outdescribed above, is hereby approved / denied. MOVED by	Date Augu	st 5, 20	19			
WHEREAS, at a public hearing held on June 20, 2019, the C Commission voted 10-0 in support of a motion to recommend APPROVE Larson Homes, LLC and QSL Development, LLC (owner), represented by J to amend the existing PlanDSM: Creating Our Tomorrow Plan future land us property in the vicinity of the 3301 block of East 56 th Street, from L Residential to Medium Density Residential, to allow the property to be rezo Multiple-Family Residential District and development of 63.087 acres of a developed in phases for a single-family residential subdivision, with the townhome units and multiple-family residential apartment dwellings, sul density of 12 units per acre. NOW THEREFORE, BE IT RESOLVED, by the City Council Moines, Iowa, that the proposed amendment to the PlanDSM: Creating Ou described above, is hereby approved / denied. MOVED by	LLC TO	AMEN	THE	EXIST	TING PL	ANDSM: CREATING OUR TOMORROW PLAN
Commission voted 10-0 in support of a motion to recommend APPROVA Larson Homes, LLC and QSL Development, LLC (owner), represented by J to amend the existing PlanDSM: Creating Our Tomorrow Plan future land us property in the vicinity of the 3301 block of East 56 th Street, from L Residential to Medium Density Residential, to allow the property to be rezo Multiple-Family Residential District and development of 63.087 acres of a developed in phases for a single-family residential subdivision, with the townhome units and multiple-family residential apartment dwellings, suldensity of 12 units per acre. NOW THEREFORE, BE IT RESOLVED, by the City Council Moines, Iowa, that the proposed amendment to the PlanDSM: Creating Ou described above, is hereby approved / denied. MOVED by					958 8	
FORM APPROVED: Glenna K. Frank, Assistant City Attorney COUNCIL ACTION YEAS NAYS PASS ABSENT COWNIE	Commission Larson Home to amend the property in Residential to Multiple-Fan developed in townhome u density of 12 NOW Moines, Iowa	voted in the vice of Mediumily Resolution and units points and the transfer of	10-0 in and Qland	suppor SL Dev SM: C f the 3 sity Re l Distri single- ple-fan	rt of a myelopment reating (3301 bloosidential ict and defamily mily resident reside	notion to recommend APPROVAL of a request by J. mt, LLC (owner), represented by John Larson (officer), Our Tomorrow Plan future land use designation for real ock of East 56 th Street, from Low-Medium Density I, to allow the property to be rezoned to Limited "R-3" development of 63.087 acres of agricultural land to be residential subdivision, with the future possibility of dential apartment dwellings, subject to a maximum ESOLVED , by the City Council of the City of Desent to the PlanDSM: Creating Our Tomorrow Plan, as
Glenna K. Frank, Assistant City Attorney COUNCIL ACTION YEAS NAYS PASS ABSENT CERTIFIC COWNIE I, DIANE RAUH, City Cle Certify that at a meeting of City of Des Moines, held on other proceedings the above IN WITNESS WHEREOF, I						to adopt and APPROVE / DENY the
COWNIE BOESEN COLEMAN GATTO GRAY I, DIANE RAUH, City Cle certify that at a meeting of City of Des Moines, held or other proceedings the abov	Glenna	K.1	Fran	City A1	ttorney	(21-2019-4.05)
BOESEN COLEMAN GATTO GRAY I, DIANE RAUH, City Cle certify that at a meeting of City of Des Moines, held or other proceedings the abov IN WITNESS WHEREOF, I	COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT	CERTIFICATE
COLEMAN GATTO GRAY COLEMAN City of Des Moines, held or other proceedings the abov IN WITNESS WHEREOF, I	COWNIE					
COLEMAN GATTO GRAY City of Des Moines, held or other proceedings the abov IN WITNESS WHEREOF, I	BOESEN					I, DIANE RAUH, City Clerk of said City hereby
GATTO other proceedings the abov IN WITNESS WHEREOF, I	COLEMAN					certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among
IN WITNESS WHEREOF, 1	GATTO					other proceedings the above was adopted.
	GRAY			1		
nand and arrixed my seal				1		IN WITNESS WHEREOF, I have hereunto set my
WESTERGAARD above written.						hand and affixed my seal the day and year first above written.
TOTAL	A Comment of the Comm			_		REST MARKETI
MOTION CARRIED APPROVED		l		API	PROVED	
		APPROVED	APPROVED	PROVED		City Clerk

J. Larson Homes, LLC and QSL Development, LLC, 3301 block of East 56th Street ZON2019-00089







Data

	Date
July 9, 2019	Agenda Item
	Roll Call #

Honorable Mayor and City Council City of Des Moines, Iowa

Members:

Communication from the City Plan and Zoning Commission advising that at their June 20, 2019 meeting, the following action was taken regarding a request from J. Larson Homes, LLC and QSL Development, LLC (owners) represented by John Larson (officer) to rezone property located in the 3301 block of East 56th Street from "A-1" Agricultural District to "R-3" Multiple-Family Residential District to allow 63.087 acres of agricultural land to be developed for a single-family residential subdivision, town home units and multiple-family residential apartment dwellings for individuals with a physical or developmental disability.

COMMISSION RECOMMENDATION:

After public hearing, the members voted 10-0 as follows:

Commission Action:	Yes	3	Nays	Pass	Absent
Francis Boggus			5		X
Dory Briles	X		× e · · · · · ·		_ K #
David Courard-Hauri	X			s 57,	
Jacqueline Easley	Χ	7 2	100 H		
Jann Freed	agin to the	9			X .
John "Jack" Hilmes	X		- E 10	and place and po-	
Lisa Howard	X		7	0 2 SI 5 8 3	
Carolyn Jenison	Χ	4 1	11. 01		
Greg Jones	Χ				
William Page	1 0 1 1				X
Mike Simonson	X				
Rocky Sposato					X
Steve Wallace	X		an safa a g		
Greg Wattier	1 1				Χ
Emily Webb	X	, "a =	x 2 0 10 2 1		E 1 8

APPROVAL of Part A) the Commission find the proposed rezoning **NOT** in conformance with the PlanDSM Creating Our Tomorrow Comprehensive Plan, Part B) **APPROVAL** of the requested amendment to the PlanDSM Creating Our Tomorrow Future Land Use Map

from Low-Medium Density Residential to Medium Density Residential subject to a maximum overall density of 12 units per acre; and Part C) **APPROVAL** of the request rezoning subject to the following revisions:

- 1. An overall development plan for the Property shall be submitted with the application for the first Preliminary Plat of the property. The overall development plan shall demonstrate to the Planning Administrator's satisfaction, that a mix of housing types and price ranges will be constructed on the property. The overall development plan should include smaller lot single-family detached or semidetached residential on the north half of the west half of the development; larger lot single-family detached or semi-detached residential on the south half of the west half of the development; and a 90-unit special needs apartment building and small multi-family residential structures with up to 12 units per building on the east half of the property, excluding flood prone areas. The overall density of the entire development shall not exceed 12 units per acre.
- 2. Any development of the Property must comply with the Tree Removal and Mitigation Ordinance contained in Chapter 42, Article X, of the City Code.
- 3. Any development of the Property must comply with any Floodplain Development regulations in place at the time of construction.
- 4. Any development of the Property shall provide sufficient internal pedestrian and bicycle connections between private sites and the public street network.
- 5. Any detached single-family dwelling shall comply with the following:
 - a. No same house front elevations shall be built on adjacent lots.
 - Any house shall have a full basement unless determined infeasible by the City's Building Official and Planning Administrator.
 - c. Any house shall have a minimum two-car attached garage.
 - d. The front façade of any house constructed must contain one of the following:
 - a. A front porch of not less than 60 square feet, or
 - b. Stone or brick masonry siding covering at least 1/3 of the façade.
 - e. All windows and doors on any house shall have trim that is no less than 4 nominal inches in width.
 - f. The roof on any house constructed shall be of asphalt type shingles or cedar shakes. Standard 3-tab shingles are prohibited.
 - g. For the first phase of development and first preliminary plat which shall include that portion of the Property north of and immediately adjacent to the east of the real property locally known as 3341 E. 56th Street:
 - i. Any 1-story house shall be constructed with a minimum of 1,250 square feet of above-grade finished floor area.
 - ii. Any 1-½-story house shall be constructed with a minimum of 1,350 square feet of above-grade finished floor area.
 - iii. Any 2-story house shall be constructed with a minimum of 1,400 square feet of above-grade finished floor area.

- h. For the second phase of development and second and subsequent preliminary plat(s) which shall include that portion of the Property south of and immediately adjacent to the east of the real property locally known as 3301 E. 56th Street:
 - i. Any 1-story house shall be constructed with a minimum of 1,400 square feet of above-grade finished floor area.
 - ii. Any 1-½-story house shall be constructed with a minimum of 1,600 square feet of above-grade finished floor area.
 - iii. Any 2-story house shall be constructed with a minimum of 1,800 square feet of above-grade finished floor area.
- i. Exterior material for any house constructed shall be masonry (brick or stone), vinyl of no less than 0.042 thickness, cedar, masonite, or cement fiber board.
- j. Any chain link fence shall have black vinyl cladding.

(21-2019-4.05) & (ZON2019-00089)

Written Responses
0 in Favor
5 in Opposition

STAFF RECOMMENDATION TO THE P&Z COMMISSION

Part A) Staff recommends that the Commission find the proposed rezoning not in conformance with the PlanDSM Creating Our Tomorrow.

Part B) Staff recommends approval of the requested amendment to the PlanDSM Creating Our Tomorrow Future Land Use Map from Low-Medium Density Residential to Medium Density Residential.

Part C) Staff recommends approval of the request rezoning subject to the following revisions:

- 1. Any overall development of the subject property with a mix of housing types shall not exceed 6 units per acre.
- 2. Any development of the site must comply with the Tree Removal and Mitigation Ordinance contained in Chapter 42, Article X, of the City Code.
- 3. Any development of the site must comply with any Floodplain Development regulations in place at the time of construction.
- 4. Any development of the property shall provide sufficient internal pedestrian and bicycle connections between private sites and the public street network.
- 5. Any detached single-family dwelling shall comply with the following:
 - a. No same house plan shall be built on adjacent lots.
 - b. Any house shall have a full basement unless determined infeasible by the City's Building Official and Planning Administrator.
 - c. Any house shall have a minimum two-car attached garage.
 - d. The front façade of any house constructed must contain one of the following:

- a. A front porch of not less than 60 square feet; or
- b. Stone or brick masonry siding covering at least 1/3 of the façade.
- e. All windows and doors on any house shall have trim that is no less than 4 nominal inches in width.
- f. The roof on any house constructed shall be of asphalt type shingles or cedar shakes. Standard 3-tab shingles are prohibited.
- g. Any 1-story house shall be constructed with a minimum of 1,400 square feet of above-grade finished floor area.
- h. Any 1-½-story house shall be constructed with a minimum of 1,600 square feet of above-grade finished floor area, with a minimum of 1,000 square feet on the first floor.
- i. Any 2-story house shall be constructed with a minimum of 1,800 square feet of above-grade finished floor area, with a minimum of 1,000 square feet on the first floor.
- j. Exterior material for any house constructed shall be masonry (brick or stone), vinyl of no less than 0.042 thickness, cedar, masonite, or cement fiber board.
- k. Any chain link fence shall have black vinyl cladding.

STAFF REPORT TO THE PLANNING COMMISSION

I. GENERAL INFORMATION

- 1. Purpose of Request: The proposed rezoning would allow the applicant to develop with mixed densities of residential development, including detached single-family dwellings, townhome multiple-family development and multiple-family dwellings for residents with a physical or developmental disability. The proposed "R-3" District allows single-family lots that would be a minimum of 60 feet wide but with minimum 6,000 square feet in area.
- 2. Size of Site: 63.087 acres.
- 3. Existing Zoning (site): "A-1" Agricultural District.
- 4. Existing Land Use (site): The northern portion is agricultural production land and the southern portion is timbered land.

5. Adjacent Land Use and Zoning:

North - "A-1"; Uses are Bethany New Life Church and an archery range business.

South – "A-1"; Uses are timbered land, agricultural production land and a farmstead with equestrian training and stables.

East - "OS" Opens Space District & "MDR" Medium Density Residential (City of Altoona), Uses are U.S. Highway 65, timbered land, open space, and agricultural production land.

West – "A-1" & Brook Landing "PUD"; Uses are single-family dwellings and vacant land.

- 6. General Neighborhood/Area Land Uses: The site is located between along the west side of East 46th Street in an area that includes a mix of low-density residential, agricultural, and educational uses.
- 7. Applicable Recognized Neighborhood(s): The subject property is not located within 250 feet of any recognized neighborhood association. All recognized neighborhood associations were notified of the public hearing by mailing of the preliminary agenda on May 31, 2019. Notifications of the hearing for this specific item were mailed on May 31, 2018 (20 days prior to the public hearing) and June 10, 2018 (10 days prior to the public hearing) to the primary titleholder on file with the Polk County Assessor for each property within 250 feet of the site.

The applicant is required to conduct a neighborhood meeting with surrounding property owners.

- 8. Relevant Zoning History: The property was annexed into the City of Des Moines on June 25, 2009. At that time the Zoning of the property was designated as "A-1" Agricultural District.
- 9. PlanDSM: Creating Our Tomorrow Plan Land Use Plan Designation: Low-Medium Density Residential.
- 10. Applicable Regulations: Taking into consideration the criteria set forth in Chapter 18B of the Iowa Code, 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. 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.

II. ADDITIONAL APPLICABLE INFORMATION

1. PlanDSM: Creating Our Tomorrow Plan Land Use Plan Designation: The subject property is designated as "Low-Medium Density Residential" on the Future Land Use Map. PlanDSM describes this designation as "Areas developed with a mix of single family, duplex and small multi-family units up to 12 units per net acre." The proposed concept with 97 single-family dwelling units and 170 multiple-family dwelling units on

63.087 acres represents a density of 4.44 units per net acre which would be within this definition. However, "R-3" District zoning would allow larger configuration multiple-family dwellings that would not be in conformance. The applicant is requesting amendment of the designation to Medium Density Residential" which is described as "Areas developed with mix of single family, two-family and multi-family residential up to 17dwelling units per net acre." This would allow for the proposed concept to be found in conformance.

With the fact that the applicant proposing a much less overall density of units for the property, staff believes that the proposed overall maximum density should be limited to something no greater than 6 units an acre without additional zoning considerations. This is especially noted given that the area is not in close proximity transit to support higher densities. This would allow reconsideration of the development concept under traffic impact analysis if there were changes in the development concept.

- 2. Natural Site Features: The majority of the site consists of agricultural land with a timbered area on the southern portion. Development of the site must comply with the Tree Removal and Mitigation Ordinance contained in Chapter 42, Article X, of the City Code. There is also a stream with Floodplain in the southern portion of the property that will limit development with any Subdivision Platting or Site Plan Development.
- 3. Utilities: There is public sanitary sewer being constructed through the eastern and northern portion of the property. Any future Subdivision and Site Plan would be limited by easements put in place for these improvements.
- 4. Drainage/Grading: The site drains generally from north and west to south and east. Any development of the property must comply with the City's Stormwater Management requirements to the satisfaction of the City's Permit and Development Center. All grading is subject to an approved grading permit and soil erosion control plan. A homeowners' association may have to be established for the purposes of entering into a Stormwater Management and Facility Maintenance Agreement with the City for any necessary stormwater facilities.
- 5. Traffic/Street System: A traffic study based on the proposed rezoning concept was prepared in accordance with the City's traffic study policy. The study concluded no additional considerations were necessary with the proposed development of the site, and that the existing roadways and proposed network are sufficient.
 - MoveDSM contemplates on-road bicycle improvements on East 56th Street at the west edge of the property. Any Subdivision Platting or Site Plan improvement would require public sidewalks or appropriate pedestrian connections. The property is not on a designated DART transit route, so it is anticipated that most traffic generated by the development would be vehicular and bicycle traffic.
- 6. Urban Design: Multiple-family dwellings would be reviewed by the Commission under specific design guidelines under the current Site Plan Ordinance or administratively under the proposed Planning and Design Ordinance. However, staff recommends the following single-family design standards be made a condition of the rezoning to ensure a level of quality that will support the long-term sustainability of the proposed

GAA

development and that is consistent with the minimums placed on similar developments throughout the City.

- a) No same house plan shall be built on adjacent lots.
- b) Any house shall have a full basement unless determined infeasible by the City's Building Official and Planning Administrator.
- c) Any house shall have a minimum two-car attached garage.
- d) The front façade of any house shall contain one of the following:
 - i. A front porch of not less than 60 square feet; or
 - ii. Stone or brick masonry siding covering at least 1/3 of the facade.
- e) All windows and doors shall have trim that is no less than 4 nominal inches in width.
- f) The roof on any house constructed shall be of asphalt type shingles or cedar shakes. Standard 3-tab shingles are prohibited.
- g) Any 1-story house shall be constructed with a minimum of 1,400 square feet of above-grade finished floor area.
- h) Any 1-½-story house shall be constructed with a minimum of 1,600 square feet of above-grade finished floor area, with a minimum of 1,000 square feet on the first floor.
- i) Any 2-story house shall be constructed with a minimum of 1,800 square feet of above-grade finished floor area, with a minimum of 1,000 square feet on the first floor.
- j) Exterior material for any house constructed shall be masonry (brick or stone), vinyl of no less than 0.042 thickness, cedar, masonite, or cement fiber board.
- k) Any chain link fence shall have black vinyl cladding.

SUMMARY OF DISCUSSION

Erik Lundy presented the staff report and recommendations.

Mike Ludwig suggested that the medium density residential designation could be limited to a maximum density of 12 units per acre. This will allow for the 90 unit multi-family development on the eastern portion of the property and to add additional small multi-family product (less than 12 units per building) on the remainder of the eastern portion of the property.

Erik Lundy stated the low-medium would allow up to 12 units an acre but that is limited to row type multi-family housing.

Mike Ludwig stated medium density with a density limit of 12 units an acre would likely be more appropriate.

Brett Culp, 2727 SW Snyder Blvd. representing Snyder and Associates stated a majority of this property was owned by Karen Armstrong and Finney Properties so it was 2 parcels they have brought together. Over the last year they have worked with the WRA to extend

sanitary sewer which is all in ground but they aren't quite finished up yet. They will be expanding the pond on the property to allow for natural storm water detention and making enhancements to the basin. Regarding the staff recommendations, they are requesting condition #5a be changed to state that "no same elevation plan shall be built on adjacent lots". For condition #5e, they would like the 4-inch nominal trim around the windows and doors to be on the front façade only. They are requesting that Conditions #5g, #5h and #5i be amended to allow 1,250 square feet for a 1-story, 1,350 square feet for a 1-1/2 story with no 1,000ft first story minimum and 1,400 square feet for a 2-story with no 1,000ft first story minimum. This development would be done in phases starting in the North and working South.

Rocky Sposato asked for a sale price of the homes.

John Larson, Johnston Iowa stated they will be from \$180,000 to \$250,000.

Mike Ludwig asked the grade of the site would allow them to vary what side the garage is on.

Brett Culp stated there isn't much of an opportunity to flip what side the garage is on because of the grade.

Mike Ludwig asked if it would be possible to vary more of the 1, 1-1/2 and 2 story homes on adjacent lots.

John Larson stated yes, that would work.

Mike Ludwig stated it would be helpful to have a layout of house types that are able to go on individual lots when the Preliminary Plat is submitted for review.

Brett Culp stated hopefully with the different facades, that will show some variation as well.

<u>Mike Ludwig</u> stated the variation in story's is best. If it's just variations in dormers or shutters on one and not another, staff would argue that isn't enough variation.

Mike Ludwig asked if they were opposed to a 12 unit per acre maximum overall density.

Brett Culp stated it would be something they need to discuss.

Mike Ludwig asked if they're able to build duplex's, triplex's, 4-plxes's or rowhouses in this development.

John Larson stated they do have plans for some 4-plexs's.

<u>Jacqueline Easley</u> asked how the apartments will be accessible for people with special needs.

John Larson stated they will comply with ADA requirements.

Carolyn Jension asked if the houses being built are unique to people with special needs.

John Larson stated not necessarily but they have done zero entry garages.

John "Jack" Hilmes asked if the houses referenced in conditions #5g, 5h, and 5i have basements.

John Larson stated yes.

<u>David Courard-Hauri</u> asked how they will manage storm water.

<u>Brett Culp</u> stated the single-family area will drain into the pond with basins tying into the stream. They will also provide basins around the apartment building as well.

Rocky Sposato asked what phase the apartments would be built in.

John Larson stated in the second phase.

Jacqueline Easley asked if they had a neighborhood meeting.

Brett Culp stated it was held on June 4th.

Emily Webb asked if this project will be eligible for tax abatement.

<u>Erik Lundy</u> stated that single-family dwellings and row type dwellings of up to 8 are eligible for tax abatement.

Mike Simonson asked how many years and what percent?

Erik Lundy stated it would be 6 years with a declining schedule.

Mike Simonson stated that he believes 4-inch nominal trim should be provided on all facades.

Carolyn Jenison asked for details around the traffic study.

Brett Culp stated they met with Bolton and Mink. Everything came back good regarding access locations, no need for right or left turn lanes but they wanted a T intersection instead of the knuckle they were showing in their plans.

<u>Jacqueline Easley</u> asked if the traffic study was done before or after the neighborhood meeting?

Brett Culp stated it was completed before the neighborhood meeting.

CHAIRPERSON OPENED THE PUBLIC HEARING

(Jann Freed left the meeting at 7:50 PM)

Matt Murphy, 3301 E 56th St. stated he has 2 concerns, water runoff and what this development does to the value of his property. The water runoff is significant and with a 250-unit development to the West of E 56th, that runoff has increased. In a heavy rain, he

will see run off to the pond that is 30 feet wide and over a foot deep in the area identified by lot 63 and 64. He believes once he loses the view out his back window and will now be looking at small homes, his property value will be impacted dramatically.

John "Jack" Hilmes asked where the water comes from.

<u>Matt Murphy</u> stated the retention pond that exists today can handle a 1-inch rain, everything above that will fill the pond and run through the culvert.

<u>John "Jack" Hilmes</u> asked if the water is coming from the west side of E 56th because it's higher or from the crown of the road.

Matt Murphy stated the land to the West of E 56th is slightly higher, it slopes from Brook Run to E 56th.

<u>Brett Culp</u> stated they will have to accept that water and manage it at their site. They are aware of this issue and will make sure to design accordingly to route the water and make sure it doesn't pond up on the site. The actual stormwater design must be submitted with the Preliminary Plat.

(Rocky Sposato left at 7:58)

<u>Mike Ludwig</u> stated tonight is just a consideration of the zoning. The applicant hasn't completed all their engineering work on this site yet. The subdivision plat will come back to the commission and will give us more time to review these issues and concerns. Some other things to consider is the opportunity to provide a range of lot sizes with the highest density being on the eastern part of the property.

Brett Culp stated the large lot widths are shown down in the Finney property.

Mike Ludwig asked for the lot widths on the south end of the concept drawing.

Brett Culp stated the widths are the same, they're just deeper lots. They have identified open area out lots and once they get into the design they could incorporate drainage easements into a side yard.

Mike Ludwig asked if they would accept a condition stating their first plat will show an overall concept for the entire property.

Brett Culp stated if it remains just a concept.

Mike Ludwig stated yes, at a concept level that would introduce varied types of housing.

Brett Culp stated yes, they would accept that condition.

Greg Jones asked if the larger lots to the south will have bigger square footage homes.

John Larson stated they will be bigger, just not sure how much bigger right now.

CHAIRPERSON CLOSED THE PUBLIC HEARING

<u>Greg Jones</u> stated in the new Zoning Code these are the new square footages that will be added but staff would have the opportunity give up more on an infill site than a greenfield site. From staff's point of view where do they fall in giving up square footage.

Mike Ludwig stated to give up the square footage, they would like to see a mix of housing sizes and housing types.

<u>Steve Wallace</u> stated he lives in Brook Run and has seen these storm water issues. With the decrease of agricultural land, it has made it a lot worse.

<u>David Courard-Hauri</u> asked how we stop having these conversations about storm water management.

Mike Ludwig stated that if revisions to the storm water standards are needed then it should be addressed through code revisions by the engineering department. The City is held to the standards that are in place at the time their plat comes in and unless they change, they will meet the standards set today. Storm water standards are much greater today than they were 10 years ago. The detention basins at Brook Run were built 18 years ago.

<u>Mike Simonson</u> stated if there are shared detention facilities, the City should have an independent engineer review them once a year or once every other year. The lack of maintenance causes these facilities not to operate properly.

Mike Ludwig stated those are conditions that could be discussed when a plat is reviewed. Asked if the commission be interested in considering a mix of housing sizes, mix of housing types and adding some missing middle housing within this development.

<u>David Courard-Hauri</u> asked what type of wording would be feasible for when the plans come in.

Mike Ludwig stated when they come in with their first preliminary plat, they show an overall concept plan that shows a range of housing sizes for single family detached, and introduce missing middle housing in addition the 90-unit apartment building.

John "Jack" Hilmes asked if there was any basis for the proposed reduction is building square footages other than a market price point.

<u>Brett Culp</u> stated the reason is these are the numbers the commission arrived at about 2-3 months ago on another project he represented.

COMMISSION ACTION:

Mike Simonson made a motion to APPROVE Part A) the Commission find the proposed rezoning NOT in conformance with the PlanDSM Creating Our Tomorrow Comprehensive Plan, Part B) APPROVAL of the requested amendment to the PlanDSM Creating Our Tomorrow Future Land Use Map from Low-Medium Density Residential to Medium Density Residential subject to a maximum overall density of 12 units per acre; and Part C) APPROVAL of the request rezoning subject to the following revisions:

- 1. An overall development plan for the Property shall be submitted with the application for the first Preliminary Plat of the property. The overall development plan shall demonstrate to the Planning Administrator's satisfaction, that a mix of housing types and price ranges will be constructed on the property. The overall development plan should include smaller lot single-family detached or semidetached residential on the north half of the west half of the development; larger lot single-family detached or semi-detached residential on the south half of the west half of the development; and a 90-unit special needs apartment building and small multi-family residential structures with up to 12 units per building on the east half of the property, excluding flood prone areas. The overall density of the entire development shall not exceed 12 units per acre.
- 2. Any development of the Property must comply with the Tree Removal and Mitigation Ordinance contained in Chapter 42, Article X, of the City Code.
- 3. Any development of the Property must comply with any Floodplain Development regulations in place at the time of construction.
- 4. Any development of the Property shall provide sufficient internal pedestrian and bicycle connections between private sites and the public street network.
- 5. Any detached single-family dwelling shall comply with the following:
 - a. No same house front elevations shall be built on adjacent lots.
 - b. Any house shall have a full basement unless determined infeasible by the City's Building Official and Planning Administrator.
 - c. Any house shall have a minimum two-car attached garage.
 - d. The front façade of any house constructed must contain one of the following:
 - a. A front porch of not less than 60 square feet; or
 - b. Stone or brick masonry siding covering at least 1/3 of the façade.
 - e. All windows and doors on any house shall have trim that is no less than 4 nominal inches in width.
 - f. The roof on any house constructed shall be of asphalt type shingles or cedar shakes. Standard 3-tab shingles are prohibited.
 - g. For the first phase of development and first preliminary plat which shall include that portion of the Property north of and immediately adjacent to the east of the real property locally known as 3341 E. 56th Street:
 - i. Any 1-story house shall be constructed with a minimum of 1,250 square feet of above-grade finished floor area.
 - ii. Any 1-½-story house shall be constructed with a minimum of 1,350 square feet of above-grade finished floor area.
 - iii. Any 2-story house shall be constructed with a minimum of 1,400 square feet of above-grade finished floor area.
 - h. For the second phase of development and second and subsequent preliminary plat(s) which shall include that portion of the Property south of and immediately adjacent to the east of the real property locally known as 3301 E. 56th Street:

- i. Any 1-story house shall be constructed with a minimum of 1,400 square feet of above-grade finished floor area.
- ii. Any 1-½-story house shall be constructed with a minimum of 1,600 square feet of above-grade finished floor area.
- iii. Any 2-story house shall be constructed with a minimum of 1,800 square feet of above-grade finished floor area.
- i. Exterior material for any house constructed shall be masonry (brick or stone), vinyl of no less than 0.042 thickness, cedar, masonite, or cement fiber board.
- j. Any chain link fence shall have black vinyl cladding.

Motion Carried: 10-0

Respectfully submitted,

Michael Ludwig, AICP Planning Administrator

MGL:tjh

J. Larson Hom	es, LLC	and Q	SL Deve	lopment,	LLC	(owners) rep	resented by	John		File #
Larson (officer) for pro	perty I	ocated i	in the 330	1 blo	ock of East 56	th Street.		21	-2019-4.05
Description of Action	Amend from Lo	the Pla w-Med	inDSM C ium Den	reating O	ur To entia	omorrow to rev Il to Medium D	ise existing I ensity Resid	-uture L ential.	and Use	e designation
PlanDSM Futu	re Land	Use	Curren Propos	t: Low-Mediu	dium m D	Density Residen	lential. tial.			
Mobilizing Ton Transportation			•	nned impro						
Current Zoning District		"A-1" Agricultural District and "FSO" Freestanding Signs Overlay District.								
Proposed Zoni	roposed Zoning District		"R-3" Multiple-Family Residential District and "FSO" Free Overlay District.					SO" Free		
Consent Card	Respons	ses	In Favo	or	No	t In Favor	Undeterm	ined	% Op	position
Subject Prope			0		0				24.83	
Outside Area (200 feet)							1	=
Plan and Zonir	ng Appr		oval X			Required 6/7		Yes		
Commission A	ction	Denial				the City Coเ	ıncil	No		Х

J. Larson Homes, LLC and QSL Development, LLC, 3301 block East 56th Street

21-2019-4.05



1 inch = 393 feet

J. Larson Hom Larson (officer) for pro	perty I	ocated	in the 330	1 blo	ock of East 56t	h Street.			File # N2019-00089
Description of Action	allow 6	3.087 a sion, to	cres of a wn hom	agricultural	land I mu	ral District to "R d to be develope Itiple-family resi ability.	ed for a sing	le-family	reside	ntial District to ential s for individuals
PlanDSM Futu	re Land	Use				n Density Reside ensity Resident				
Mobilizing Ton Transportation			No pla	nned impro	oven	nents.		2.		,
Current Zoning	t Zoning District		"A-1" Agricultural District and "FSO" Freestanding Signs Overlay District.							
Proposed Zoni	ing Dist	rict		/lultiple-Fa y District.	mily	Residential Dis	trict and "FS	O" Free	estandi	ng Signs
Consent Card		ses	In Fav	or	1.00	t In Favor	Undetermi	ned	% O ₁	oposition
Subject Proper Outside Area ()	-0		5				24.0	<i>y</i>
Plan and Zonir		Appro	val	Х		Required 6/7		Yes		
Commission A	ction	Denial				the City Cour	ncil	No		Х

J. Larson Homes, LLC and QSL Development, LLC, 3301 block of East 56th Street zon2019-00089



1 inch = 393 feet

		Item Date 6 - 15 2019
		(am not) in favor of the request.
18 18 18 18 18 18 18 18 18 18 18 18 18 1		(Circle One) Print Name Sarah Champion
		COMMUNITY PEVELOPMENT. Signature Jamele Champson
1 71	CON .	JUN 202019 Address 2969 E. 56 St. Alforna Insch
Tue Hou	Item_((am))	Reason for opposing or approving this request may be listed below.
on for		Draise our assement + Taxes
NA 1887	29 600 27	Dincressed Traffic . 3) Tresspassing on ownland -
sing o	amnot) in favo Sircle One) DEVILOPMENT 1 4 2019	Libitity @Canfire + rescure handle more? On 2 occasions
As As	019-0008 in favor of the in favor of the period per	we colled 911 (auto accidents) it took 45 monuets
roving)89 ne reque Print N Signat Addre	before firt responders (police) arrived.
Reason for opposing or approving this request may be listed below. THE TRAFFIC AS ARREADY OVERLOWLING THE STREET. HOW MANY TREES WILL BE CON DOWN!	Print Name LARRY S. Zimmer Signature Teny J. Simm Address 2 980 NE 5674 STREET Phys.	Item Date 6/13/9 L(am)(am-not) in favor of the request. (Circle One) Print Name Elizabeth Stanley RECEIVED COMMUNITY DEVELOPMENT JUN 2 0 2019 Address 3268 6.56th St. Reason for opposing or approving this request may be listed below. L. May Taken will go up. 2 Nay to much Traffic. 3. To Many People 4. No Blautilut Trule.
	2 34	\mathcal{O}

TREGS

OVCK

SUSUA

ZUNZU19-UUU89 Date 6/12/19
(am) (am not) in favor of the request.
(Circle One) Print Name Matt Murbly
RECEIVED Signature Hautur Harfl
JUN 2 0 2019 Address 330 1 E 56 th 5f leason for opposing or approving this request may be listed below:
Lwater run of not completely addressed.
) based on the concept, my property
Value will be dramatically effected the
lay of approval.
ZON2019-00089 Date 0/10/19
(am) (am not) in favor of the request.
(Circle One) RECEIVED Print Name LRAN Stewart
(Circle One) RECEIVED Print Name LRAN Stewart ***COMMUNITY DEVELOPMENT Genature Law Stewart Community Development Genature Law Stewart
(Circle One) RECEIVED Print Name FRAN Stewart SECOMMUNITY DEVELOPMENT Signature Flan Stewart JUN 1 4 2019 Address 3/8 a E 56 th St.
(Circle One) RECEIVED Print Name FRAN Stewart Signature Flan Stewart Address 3/8 a E 56 fs. Reason for opposing or approving this request may be listed below. A polyeway
(Circle One) RECEIVED Print Name <u>FRAN Jewalt</u> Stewart JUN 142019 Address 3/8 a E 56 h St. Reason for opposing or approving this request may be listed below. A private them The Affic (608 Cars in 2 hr.). Roads Are Already Terrible. Takes 911 (Police - Fire) 30-30 min. to get here
(Circle One) RECEIVED Print Name FRAN Stewart **SCOMMUNITY DEVELOPMENT Signature FRAN Stewart JUN 1 4 2019 Address 3/8 a E 56 fs. Reason for opposing or approving this request may be listed below. **A private frame fr
(Circle One) RECEIVED Print Name <u>FRAN Jewalt</u> Stewart JUN 142019 Address 3/8 a E 56 h St. Reason for opposing or approving this request may be listed below. A private them The Affic (608 Cars in 2 hr.). Roads Are Already Terrible. Takes 911 (Police - Fire) 30-30 min. to get here

