

Agenda	Item	Number
	35	

Date	January	13.	2020	
Date	Julium	10,	2020	

# RESOLUTION SETTING HEARING ON CITY-INITIATED REQUEST TO REZONE AND ON REQUEST FROM CASEY'S FOR APPROVAL OF PUD CONCEPTUAL PLAN FOR PROPERTY LOCATED 3200 AND 3212 SOUTHWEST 9<sup>TH</sup> STREET AND 930 PARK AVENUE

WHEREAS, the City Plan and Zoning Commission has advised that, at a public hearing held on December 19, 2019, its members voted 13-0 in support of a motion to recommend APPROVAL of a City-initiated request to rezone real property locally known as 3200 and 3212 Southwest 9<sup>th</sup> Street and 930 Park Avenue (collectively "Property") from "C-1" Neighborhood Retail Commercial District and "R1-60" One-Family Low-Density Residential District, to "PUD" Planned Unit Development; and

- 1. Reduction of the canopy height for the major portion of the canopy to 18 feet maximum. This would exclude any articulation feature that is designed to break up the expanse of the canopy length.
- 2. Provision of at least one articulation in the canopy to break the long expanse and cladding of the support columns in brick to match the building, to the satisfaction of the Planning Administrator.
- 3. Revision of the proposed monument sign to comply with the "FSO" Freestanding Signs Overlay District provisions.
- 4. Addition of a note indicating that existing overhead electrical utility service lines be placed underground as part of any PUD Development Plan.
- 5. Provision of Class A sidewalks along both public streets with street tree planters.
- 6. Provision of decorative iron type fencing in the perimeter lot landscaped area along both Southwest 9<sup>th</sup> Street and Park Avenue.
- 7. Provision of bicycle racks and outdoor seating areas within the sidewalk area in front of the building. This may require the building to be shifted to the west slightly to accommodate a wider sidewalk in front of the store.

WHEREAS, the Property is legally described as follows:

THE EAST 2 FEET OF LOT ONE (1); LOT TWO (2); LOT THREE (3); LOT FOUR (4); LOT FIVE (5); LOT SIX (6) AND SEVEN (7), EXCEPT BEGINNING AT THE NORTHEAST CORNER

Roll Call Number								
Date	January 13, 2020							

Agenda Item Number 35

OF LOT 6, THENCE SOUTH 132 FEET TO THE NORTHEAST CORNER OF LOT 6, THENCE SOUTH 132 FEET TO THE SOUTHEAST CORNER OF LOT 7, THENCE WEST 23.5 FEET ALONG THE SOUTH LINE OF LOT 7, THENCE NORTH 10.8 FEET, THENCE NORTHWESTERLY 37.06 FEET TO A POINT ON THE NORTH LINE OF LOT 6 WHICH IS 48.5 FEET WEST OF THE NORTHEAST CORNER OF LOT 6, THENCE EAST 48.5 FEET TO THE POINT OF BEGINNING; LOT EIGHT (8), EXCEPT THE EAST 23.5 FEET THEREOF; LOT NINE (9), EXCEPT THE EAST 23.5 FEET THEREOF; ALL IN LITTLETON PLACE, AN OFFICIAL PLAT, NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, IOWA.

SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD DEED FROM BK7321 PG866

**NOW, THEREFORE, BE IT RESOLVED,** by the City Council of the City of Des Moines, Iowa, as follows:

- 1. That the attached communication from the Plan and Zoning Commission is hereby received and filed.
- 2. That the meeting of the City Council at which the proposed rezoning and proposed PUD Conceptual Plan is to be considered shall be held at the Council Chambers, City Hall, 400 Robert D. Ray Drive, Des Moines, Iowa, at 5:00 p.m. on Janury 27, 2020, at which time the City Council will hear both those who oppose and those who favor the proposals.
- 3. That the City Clerk is hereby authorized and directed to cause notice of said proposals in the accompanying form to be given by publication once, not less than seven (7) days and not more than twenty (20) days before the date of hearing, all as specified in Section 362.3 and Section 414.4 of the Iowa Code.

MOVED BY	TO ADOPT.
FORM APPROVED:	
July K Parlin: Kruse	
Judy K. Parks-Kruse, Assistant City Attorney	(ZON2019-00220)

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BOESEN				
GATTO				
GRAY				
MANDELBAUM				
voss				
WESTERGAARD				
TOTAL				
MOTION CARRIED			APP	ROVED

# **CERTIFICATE**

I, P. Kay Cmelik, 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	v Clerk
VIAVOE		



January 7, 2020

Date 113 20
Agenda Item 35
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 December 19, 2019 meeting, the following action was taken regarding a request from Casey's Marketing Company (lessee) represented by Marni Beck (officer) to rezone property located at 3200 and 3212 Southwest 9<sup>th</sup> Street from "C-1" Neighborhood Retail Commercial District and "R1-60" One-Family Low-Density Residential District to "PUD" Planned Unit Development. This will allow for redevelopment of the existing 21,664-sqaure foot general food sales store with a 4,817-square foot gas station/convenience store to include sales of wine and beer and a pump island canopy with 14 fueling locations. The subject property is owned by Tursi, LC.

# COMMISSION RECOMMENDATION:

After public hearing, the members voted 13-0 as follows:

Commission Action:	Yes	Nays	Pass	Absent
Francis Boggus	X	•		
Dory Briles	X			
Abby Chungath	X			
David Courard-Hauri	Χ			
Jacqueline Easley	Χ			
Jann Freed	Χ			
John "Jack" Hilmes	Χ			
Lisa Howard	Χ			
Carolyn Jenison	X			
Greg Jones	X			
William Page	X			
Rocky Sposato	X			
Steve Wallace				X
Greg Wattier				X
Emily Webb	Χ			

APPROVAL of Part A) the Commission find that the proposed rezoning is **not** in conformance with the PlanDSM Creating Our Tomorrow future land use map, Part B) APPROVAL of the requested amendment to PlanDSM Creating Our Tomorrow Plan to revise the future land use designation from Low Density Residential in a Neighborhood Node to Community Mixed Use in a Neighborhood Node, Part C) APPROVAL of rezoning the subject property from "C-1" Neighborhood Retail Commercial District and "R1-60" One-Family Low-Density Residential District to "PUD" Planned Unit Development and Part D) APPROVAL of the proposed PUD Conceptual Plan subject to the following conditions:

- 1. Reduction of the canopy height for the major portion of the canopy to 18 feet maximum. This would exclude any articulation feature that is designed to break up the expanse of the canopy length.
- 2. Provision of at least one articulation in the canopy to break the long expanse and cladding of the support columns in brick to match the building, to the satisfaction of the Planning Administrator.
- 3. Revision of the proposed monument sign to comply with the "FSO" Freestanding Signs Overlay District provisions.
- 4. Addition of a note indicating that existing overhead electrical utility service lines will be placed underground as part of any PUD Development Plan.
- 5. Provision of Class A sidewalks along both public streets with street tree planters.
- 6. Provision of decorative iron type fencing in the perimeter lot landscaped area along both Southwest 9<sup>th</sup> Street and Park Avenue.
- 7. Provision of bicycle racks and outdoor seating areas within the sidewalk area in front of the building. This may require the building to be shifted to the west slightly to accommodate a wider sidewalk in front of the store.

(21-2019-4.24) & (ZON2019-00220)

# Written Responses 14 in Favor

4 in Opposition

# STAFF RECOMMENDATION TO THE P&Z COMMISSION

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

Part B) Staff recommends approval of the requested amendment to PlanDSM Creating Our Tomorrow Plan to revise the future land use designation from Low Density Residential in a Neighborhood Node to Community Mixed Use in a Neighborhood Node

Part B) Staff recommends approval of rezoning the subject property from "C-1" Neighborhood Retail Commercial District and "R1-60" One-Family Low-Density Residential District to "PUD" Planned Unit Development.

Part C) Staff recommends approval of the proposed PUD Conceptual Plan subject to the following conditions:

- 1. Reduction of the canopy height for the major portion of the canopy to 18 feet maximum. This would exclude any articulation feature that is designed to break up the expanse of the canopy length.
- Provision of at least one articulation in the canopy to break the long expanse and cladding of the support columns in brick to match the building, to the satisfaction of the Planning Administrator.
- 3. Revision of the proposed monument sign to comply with the "FSO" Freestanding Signs Overlay District provisions.
- 4. Addition of a note indicating that existing overhead electrical utility service lines will be placed underground as part of any PUD Development Plan.
- 5. Provision of Class A sidewalks along both public streets with street tree planters.
- 6. Provision of decorative iron type fencing in the perimeter lot landscaped area along both Southwest 9<sup>th</sup> Street and Park Avenue.
- 7. Provision of bicycle racks and outdoor seating areas within the sidewalk area in front of the building. This may require the building to be shifted to the west slightly to accommodate a wider sidewalk in front of the store.

### STAFF REPORT TO THE PLANNING COMMISSION

# I. GENERAL INFORMATION

- 1. Purpose of Request: The proposed PUD Conceptual Plan would allow the construction of a "Casey's" convenience store with 14 fueling locations. The proposed configuration would place the pump canopy with an array of seven (7) pumps toward Southwest 9<sup>th</sup> Street. The proposed 4,817-square foot store would be to the west of the canopy with the front oriented toward Southeast 14<sup>th</sup> Street. There would be customer entrances on the east side of the building. The western portion of the site is proposed for surface storm water detention.
- 2. Size of Site: 2.1 acres.
- **3. Existing Zoning (site):** "C-1" Neighborhood Retail Commercial District, "R1-60" One-Family Low-Density Residential District and "FSO" Freestanding Sign Overlay District.
- 4. Existing Land Use (site): Vacant land.
- 5. Adjacent Land Use and Zoning:

**North** – "C-1" & "R1-80"; Uses are a barber shop and single-family dwellings.

**South** – "C-1" & "R1-80"; Use is the Park Avenue Plaza commercial center.

**East** – "C-1"; Uses are Park Avenue Christian Church, Des Moines Vacuum, and Sellers Trustworthy Hardware Store.

**West** – "R1-60"; Uses are single-family dwellings.

- **6. General Neighborhood/Area Land Uses:** The subject site is located on the Southwest 9<sup>th</sup> Street commercial corridor at the intersection with Park Avenue. This is considered a Neighborhood Node with a grocery store, a commercial center, a church, and a public elementary school located at the intersection.
- 7. Applicable Recognized Neighborhood(s): The subject property is located in the Grays Lake Neighborhood and within 250 of the Indianola Hills and Watrous Heights Neighborhoods. The neighborhood associations were notified of the meeting by mailing of the Preliminary Agenda December 2, 2019 to all recognized neighborhood associations on November 1, 2019. Additionally, separate notifications of the hearing for this specific item were mailed on November 1, 2019 (20 days prior to the original public hearing) and on November 11, 2016 (10 days prior to the original public hearing) to the neighborhood associations 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 at the time of the mailing. The Grays Lake Neighborhood Association notices were mailed to Rick Trower, 1310 Broad Street, Des Moines, IA 50315. The Indianola Hills Neighborhood Association notices were mailed to Jeni Dooley, 712 Virginia Avenue, Des Moines, IA 50315. The Watrous Heights Neighborhood notices were mailed to David Johnston, 604 Philip Street, Des Moines, IA 50315.

- 8. Relevant Zoning History: N/A.
- **9. 2020 Community Character Land Use Plan Designation:** Community Mixed Use and Low Density Residential within a Neighborhood Node.
- 10. Applicable Regulations: The Commission reviews all proposals to amend zoning regulations or zoning district boundaries 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 recommend that certain conditions be applied to the subject property if the property owner agrees in writing, in addition to the existing regulations. The recommendation of the Commission will be forwarded to the City Council.

The application, accompanying evidence and Conceptual Plan shall be considered by the Plan and Zoning commission at a public hearing. The Commission shall review the conformity of the proposed development with the standards of this division and with recognized principles of civic design, land use planning, and landscape architecture. At the conclusion of the hearing, the Commission may vote to recommend either approval or disapproval of the Conceptual Plan and request for rezoning as submitted, or to recommend that the developer amend the plan or request to preserve the intent

and purpose of this chapter to promote public health, safety, morals and general welfare. The recommendations of the commission shall be referred to the City Council.

# II. ADDITIONAL APPLICABLE INFORMATION

1. Drainage/Grading: All grading is subject to an approved grading permit and soil erosion control plan. The applicant is required to demonstrate compliance with the City's Stormwater Management requirements to the satisfaction of the City's Permit and Development Center during the review of the site plan. Because the site would be over and acre in area, water quality detention is required as is a Storm Water Pollution Protection Plan approved by the Iowa DNR. Development of the site must comply with the Tree Preservation and Mitigation Ordinance contained in Chapter 42, Article X, of the City Code.

A stormwater detention basin is shown on the Conceptual Plan in the western portion of the site. There is public storm sewer available in Park Avenue at the northwest corner of the site and in Southwest 9<sup>th</sup> Street at the northeast corner of the site.

**2. Utilities:** There is public sanitary sewer along both adjoining street frontages of the subject property.

There are not overhead transmission lines along the street frontage. However there are over head service connections to electrical transmission lines across the street or in front of adjoining property. Staff believes all new electrical services and all existing street light services for lights abutting the building should be placed underground as part of any PUD Development Plan as a requirement of the Conceptual Plan.

- 3. Street System: A traffic study was prepared by the developer. The City Traffic and Transportation Division has reviewed the report and has recommended that left turn movements on the eastern driveway to Park Avenue be limited to right-in, right-out only. There were no other recommendations that would require modifications to the adjoining streets or intersection.
- **4. Parking:** The City's standard off-street parking requirement for retail uses with fuel sales is 1 parking space per 300 square feet. This would require a minimum of 17 spaces for a 4,817-square foot building. A total of 23 parking spaces are conceptually proposed.
- **5. Design Guidelines:** The Conceptual Plan includes a note that states the proposed convenience store project will be developed in accordance with the City's Gas Station/Convenience Store Site Plan Design Guidelines. The following are the guidelines as listed in Chapter 82 of the City Code (Section 82-214.8) with staff comments as appropriate in italics.

# Site Design

- A. The optimal layout of any individual site requires an in-depth understanding of local context and a thorough site analysis. The components of a gas station and convenience store to be considered in site design include, but are not limited to:
  - (i) Primary structure/retail sales building/single or multiple tenant;

- (ii) Pump island, canopy structure, and lighting;
- (iii) Refuse, service and storage area;
- (iv) Circulation systems and parking;
- (v) Service bays;
- (vi) Ancillary uses such as car washes, drive through uses, ATMs and telephones.

Staff believes the proposal would generally meet this guideline with the addition of pedestrian-oriented adjoining Class "A" sidewalks, outdoor seating and bicycle racks. The site has substantial frontage towards both Southwest 9<sup>th</sup> Street and Park Avenue and has residential development to the west. The layout follows the configuration contemplated in the Southwest 9<sup>th</sup> Street Corridor Plan for an expansion of the existing grocery store. The submitted revision to the Conceptual Plan contemplates identified pedestrian routes to the adjoining public sidewalk system.

B. Maximum size of site should not exceed two (2) acres without a rezoning to a PUD Planned Unit Development pursuant to Chapter 134, Division 13 of the Municipal Code of the City of Des Moines and site review under a Conceptual Plan approved by the Plan and Zoning Commission and City Council.

The proposal complies with this guidelines as the site measures 2.1 acres and the applicant is proposing to rezone the property to a "PUD" District.

C. Minimum open space should be 20% of the site or 1,000 square feet per vehicle fueling location, whichever is greater.

The site measures 92,356 square feet and would contain 14 fueling locations. A minimum of 18,471 square feet of open space is required to meet this guideline. The submitted Conceptual Plan shows that the site would have at least 30,200 square feet (32.7% of site) of open space. This meets and exceeds this guideline.

- 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.

Dedicated pedestrian routes are shown and provided from the both Southwest 9<sup>th</sup> Street and Park Avenue sidewalks to the building.

The site is separated from other commercial properties by streets. Therefore, shared driveways and circulation points are not necessary. Shared access would be maintained for the commercial center adjoining to the south.

- E. The site plan shall mitigate the negative impacts from site activities on adjoining uses as follows:
  - (i) 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;
  - (iv) Lighting should be non-invasive to adjoining residential use.

The proposed trash and can crusher enclosure would be located at the west rear of the site and in the least visible portion of the site.

F. The site plan shall provide identifiable pedestrian access from adjoining public pedestrian routes through the site to the primary building and from accessory functions within the site. This can be accomplished by use of special paving colors or textures and appropriately scaled lighting.

Pedestrian routes to the building are identified to the public sidewalk system on both public streets.

# **Architecture**

- A. The following architectural guidelines encourage creative response to local and regional context and contribute to the aesthetic identity of the community.
- B. Building design should consider the unique qualities and character of the surrounding area and be consistent with the city's 2020 Character Area Plans. Where character is not defined by 2020 Community Character Plan, building design should be of a high quality with primary use of durable materials such as masonry, block, or stone.
- C. A facility occupying a pad or portion of a building within a larger commercial center should be designed to reflect the design elements of that center.
- D. Drive-through elements should be integrated into the building rather than appear to be applied or "stuck-on" to the building.
- E. All sides of a building should express consistent architectural detail and character, with a primary use of durable materials such as brick, masonry block, or in special instances a predominant material found in the surrounding commercial area. Columns should be designed to minimize visual impact.
- F. Walls, pump island canopies and other outdoor covered areas should be compatible with the building, using similar material, color and detailing.
- G. To encourage visually interesting roofs, variations in the roof line and treatments such as extended eaves and parapet walls with cornice treatments are encouraged.
- H. 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.

All facades of the proposed building would be sided with brick and stone and would have and architectural panel system above the first-floor ceiling over the entrance. The proposed building design includes wall plane variation and parapet wall height on the street facing facades.

# I. 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 metal columns. Staff believes that these should be clad with brick to match the building. There needs to be an articulation in the canopy to break up the long linear pump array that is proposed. Staff recommends a canopy design similar to the Casey's Store at 63<sup>rd</sup> Street and Grand Avenue. The applicant is in the process of submitting a revised canopy concept that would be similar to that location in terms of the articulation but would also provide the brick wrapped columns.

(ii) Canopy height should not be less than 13'-9" as measured from the finished grade to the lowest point on the canopy fascia. The overall height of canopies should not exceed 18'.

The previously submitted information indicates the total canopy height would be approximately 20 feet 7-inches. The height of the underside of the canopy would 16.5 feet. In this location the site is relatively flat. Therefore, staff believes these maximum heights can be stepped down to meet this standard and still provide enough flexibility for grades. The applicant is submitting a revised design with a center articulation that would exceed the maximum height. However, the overall height of the remaining portion of the canopy should be kept under the 18 foot maximum.

J. All display items for sale, excluding seasonal items (i.e., sand, salt, pop, firewood) should be located within the main building. All outdoor display of seasonal items shall be identified on the site plan and be located outside of any required setbacks. No display of seasonal items should exceed 5' in height.

The Conceptual Plan does not address this guideline.

# Landscape Design

A. Landscaping is integral to the overall design concept and should be carefully planned to enhance the overall appearance and function of the site.

- B. Landscape buffers with screen fencing should mask the site from adjacent residential uses. Plantings that exceed the minimum Des Moines Landscaping Standards may be required.
- C. Dense landscaping or architectural treatments should be provided to screen unattractive views and features such as storage areas, trash enclosures, utility cabinets and other similar elements.
- D. A site design for projects located at a street intersection should provide special landscape treatments, including by way of example perennial plant beds, site walls, native grasses, decorative sign foundations and housing.
- E. Proper maintenance and timely replacement of plant material is required and will be enforced based on the approved site plan.
- F. Monument signs are encouraged and are required when the site adjoins a residential district.

The Conceptual Plan shows a mix of trees and shrubs throughout the site. Landscaping would be fully evaluated at the site plan stage. The plan includes a note that landscaping shall be provided in accordance with the City's "C-2" District Landscaping Standards or exceeded as illustrated on the Conceptual Plan. Additionally, the Conceptual Plan should show a significant landscape feature at the intersection.

The Conceptual Plan includes a note that states "the required landscaping shall be maintained for the life of the certificate of occupancy or certificate of zoning compliance."

Staff believes that because the property is located in a Neighborhood Node in PlanDSM it is intended to provide more pedestrian intensity, Therefore, the streetscape on both sides should be a Class A sidewalk with tree planter beds and decorative fencing between the sidewalk and interior paved area. This will give the edges of the site a more pedestrian scale.

The submitted Conceptual Plan includes a monument style sign. The sign would be 13 feet tall with a 1-foot 9-inch tall brick base. The City has adopted the "FSO" Freestanding Sign Overlay District and amended the monument sign design requirements. Below are the relevant portions of Section 134-1276 and Section 134-3 of the Zoning Ordinance.

# Sec. 134-1276. General regulations.

- (p) Sign exceptions. The regulations applicable to signage in this chapter, including the district regulations, shall be subject to the following exceptions:
  - (4) FSO Freestanding sign overlay district. The intent of the FSO freestanding sign overlay district is to decrease visual clutter along city corridors, streetscapes, and throughout the entirety of the city by requiring height restrictions for freestanding signs and encouraging the use of monument signs. The FSO freestanding sign overlay district applies to all land within the city or hereafter annexed into the city. The following regulations supersede any less restrictive regulations established in the district regulations:
    - (a) Pole signs are prohibited.

- (b) Any on-premises advertising sign that is a freestanding sign shall be a monument sign, and shall comply with the following height restrictions measured from grade to the highest point on the sign:
  - (1) If located at or within 25 feet from the front lot line, the sign shall be no more than 8 feet in height.
  - (2) If located more than 25 feet from the front lot line, the sign shall be no more than 15 feet in height.

# Sec. 134-3. Definitions.

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Sign, freestanding means a sign not attached to any building and is further defined as follows:

(2) Sign, monument means a sign affixed to a structure built on grade, having a solid opaque base, constructed of brick, stone, concrete block or other durable material matching the exterior of the primary building and extending from grade to the bottom of the sign face across the entire width of the sign face. The height of the sign base must be not less than the larger of 2 feet or 25 percent of the total sign height. Monument signs are sometimes referred to in this chapter as monumental signs.

Staff believes the proposed monument signs should comply with these standards including the provision of a solid opaque base, constructed of brick, stone, concrete block or other durable material that is no less than 2 feet tall or 25% of the total height whichever is greater.

# **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.
- 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 (fascias) of the canopy and internally illuminated/entirely translucent canopies should be prohibited. However, accent lighting on the sides (fascias) of the canopy may be permitted.
- D. Parking Lot and Site Lighting:
  - (i) All luminaries should be of full cut-off design, aimed downward and away from the property line;

- (ii) Maximum pole heights should not exceed 20'.
- F. Building-Mounted Lighting:
  - (i) All luminaries should be a full cut-off design and aimed downward.
  - (ii) All luminaries should be recessed or shielded so the light source is not directly visible from the property line.

The Conceptual Plan includes a note that states "all site lighting will be in compliance with the lighting standards of City Code Section 82-214.8 to the satisfaction of the Community Development Director" and that "lighting shall consist of low-glare cut off type fixtures to reduce the glare of light pollution on surrounding area." Lighting would be reviewed in detail during the site plan phase.

6. Liquor Sales Use: The appellant has withdrawn the intent to sell liquor, and is only proposing to sell wine, beer, and tobacco products as less than 40% of the total sales within the convenience store. Because the property is zoned "PUD" District, it is not required to comply with City Code Section 134-954 that otherwise regulates the sale of alcohol. However, as a baseline for consideration of alcohol sales, the Commission should apply the standards normally necessary for a Conditional Use Permit for a gas station/convenience store in a "C-2" District.

In accordance with City Code Section 134-954(b), any use of a premise for the sale of alcoholic liquor, wine and beer should be granted only where the business, when operated in conformance with such reasonable conditions, satisfies the following criteria:

 Any gas station/convenience store selling wine and beer shall be at least 150 feet from any church, school, public park or licensed child care facility.

The property is 90 feet from the Park Avenue Christian Church at 3219 Southwest 9<sup>th</sup> Street. It is 143 feet from Park Avenue Elementary School. Staff believes the proposal for beer and wine is appropriate as the site is over 2 acres in size creating its own context and is separated from this property by a major street that carries a significant level of traffic.

• The proposed location, design, construction and operation of the particular use adequately safeguards the health, safety and general welfare of persons residing in the adjoining or surrounding residential area.

The subject property is located along major traffic corridors and is separated from residential uses by distance. Staff believes that the sale of wine and beer at this location would adequately safeguard the health, safety and general welfare of persons residing in the area so long as it is accessory to a gas station/convenience store and comprises no more than 40% of gross revenues.

• The business is sufficiently separated from the adjoining residential area by distance, landscaping, walls or structures to prevent any noise, vibration or light generated by the business from having a significant detrimental impact upon the adjoining residential uses.

Staff believes that this site is sufficiently separated from any residential uses by

distance. The proposed detention basin would keep the development along the corridor away from residential apartments to the east.

 The business will not unduly increase congestion on the streets in the adjoining residential area.

The subject property fronts Southwest 9<sup>th</sup> Street and Park Avenue. The proposed business would have minimal impact on the traffic pattern and would not increase congestion in the area so long as the site is developed in conformance with the recommendations of the Traffic Study and the City Traffic Engineer.

• The operation of the business will not constitute a nuisance.

Staff believes that the sale of wine and beer at this location as an accessory use to a convenience store with fuel sales would not constitute a nuisance. The proposed PUD Conceptual Plan includes a statement that the PUD Conceptual Plan shall be subject to a legislative amendment if the Zoning Enforcement Officer determines that the operation of the business becomes a nuisance.

The proposed PUD Conceptual Plan does reflect City Code Section 134-954(c) in its which further regulates any use of a premise for the sale of wine and beer, as follows:

- Any parking area provided for the use of customers of the business shall be illuminated at an intensity of at least one footcandle of light on the parking surface at all times. The entire site shall be landscaped and illuminated so as to minimize hiding places for possible criminal activity.
- The business shall comply with article IV of chapter 42 of this Code pertaining to noise control. The business shall have no outside speakers or amplified sound except when used in compliance with a type E sound permit.
- Any such business must comply with the following requirements:
  - Every limited food sales establishment, limited retail sales establishment and gas station/convenience store shall display alcoholic liquor only in a locked case or behind a counter accessible only to employees. Any other business selling alcoholic liquor for off premises consumption shall either: i) display alcoholic liquor only in a locked case or behind a counter accessible only to employees; ii) employ an electronic security cap or tag system on all containers of alcoholic liquor on display; or iii) have more than one employee on duty at all times the business is open to the public.
  - Conspicuously post 24-hour contact information for a manager or owner of the business near the main public entrance.
  - Institute a strict no loitering policy, conspicuously post one or more "No Loitering" signs, and cooperate with police in addressing loitering on the premises.
  - Not dispense alcoholic beverages from a drive-through window.
- Litter and trash receptacles shall be located at convenient locations inside and outside the premises, and operators of such business shall remove all trash and debris from the premises and adjoining public areas on a daily basis.
- The use is subject to amendment or revocation if the operation of the business becomes a nuisance or exhibits a pattern of violating the conditions set forth in the PUD Conceptual Plan.

If the zoning enforcement officer determines at any time that the operation of such a
business exhibits a pattern of violating the conditions set forth in the PUD
Conceptual Plan, the zoning enforcement officer may apply to the Plan and Zoning
Commission and City Council for legislative amendment to the PUD Conceptual
Plan to revise the use allowances.

The proposed PUD Conceptual Plan reflects compliance with all of these notes. Staff would recommend that alcoholic liquor not be permitted with the PUD and therefore and notes specific to this would be removed.

### SUMMARY OF DISCUSSION

Erik Lundy presented staff report and recommendations.

Will Page asked for provisions around lighting within a monument sign?

Erik Lundy stated they limit the scale of electronic within the sign.

Will Page asked if there were regulations around signs being integrated in the canopies?

<u>Erik Lundy</u> stated he believes that electronic signs can only be placed within monument signs. Staff will have to confirm if that provision exists.

<u>Jacqueline Easley</u> asked for clarification on whether the sale of beer, wine and liquor is prohibited within the PUD.

<u>Erik Lundy</u> stated the applicant has withdrawn the request to sell liquor. The PUD would allow the sale of beer and wine.

Mike Ludwig stated the revised site plan shows 930 Park Avenue removed from the rezoning boundary.

<u>Erik Lundy</u> stated they have reduced the PUD area. A map was shown for comparison to the first proposal and revised site plan to the commission via the overhead projector.

Mike Ludwig asked if the revised PUD boundary still necessitated a land use plan amendment along the north edge of the store?

<u>Erik Lundy</u> stated that the land use designation for 930 Park Avenue was no longer necessary but the PlanDSM land use designation for the small strip of land north of the existing store would still need to be amended from Low Density Residential to Community Mixed Use.

<u>Mike Ludwig</u> stated the maps will be corrected for Council to show only the land use amendment on the north of the existing store and the reduction of the PUD boundary.

(Rocky Sposato arrived at 6:30)

# CHAIRPERSON OPENED THE PUBLIC HEARING

<u>Doug Beach</u> 729 NE Brook Haven, Ankeny, IA representing Casey's General Store stated they are excited for another new store within the Des Moines area and do agree with all staff recommendations.

Carolyn Jension asked if the Save-A-Lot will be repurposed.

Doug Beach stated it will be demolished.

# CHAIRPERSON CLOSED THE PUBLIC HEARING

<u>Jacqueline Easley</u> asked if their parking lot will be open for people waiting to pick up their kids from the elementary school across the street?

<u>Doug Beach</u> stated they don't see that being a problem a few times a day for 15-20 minutes.

<u>Carolyn Jenison</u> asked if having the building closer to the street with the gas pumps behind the building was considered in this project?

<u>Mike Ludwig</u> stated it was certainly considered. After working with the SW 9<sup>th</sup> business group, they were willing to accept the pumps facing SW 9<sup>th</sup> rather than the long edge of the building along Park Avenue with the pumps to the south. There were also conflicts with where the underground tanks would be placed as it could create conflicts with parking for the strip center to the south.

<u>Erik Lundy</u> stated they also took in consideration of the SW 9<sup>th</sup> Corridor plan that was adopted by Council. The plan anticipated an addition to the grocery store building but still had parking between the building and SW 9<sup>th</sup>.

# **COMMISSION ACTION:**

Greg Jones made a motion for approval of Part A) the Commission find that the proposed rezoning is **not** in conformance with the PlanDSM Creating Our Tomorrow future land use map, Part B) **APPROVAL** of the requested amendment to PlanDSM Creating Our Tomorrow Plan to revise the future land use designation from Low Density Residential in a Neighborhood Node to Community Mixed Use in a Neighborhood Node, Part C) **APPROVAL** of rezoning the subject property from "C-1" Neighborhood Retail Commercial District and "R1-60" One-Family Low-Density Residential District to "PUD" Planned Unit Development and Part D) **APPROVAL** of the proposed PUD Conceptual Plan subject to the following conditions:

- 1. Reduction of the canopy height for the major portion of the canopy to 18 feet maximum. This would exclude any articulation feature that is designed to break up the expanse of the canopy length.
- 2. Provision of at least one articulation in the canopy to break the long expanse and cladding of the support columns in brick to match the building, to the satisfaction of the Planning Administrator.

- 3. Revision of the proposed monument sign to comply with the "FSO" Freestanding Signs Overlay District provisions.
- 4. Addition of a note indicating that existing overhead electrical utility service lines will be placed underground as part of any PUD Development Plan.
- 5. Provision of Class A sidewalks along both public streets with street tree planters.
- 6. Provision of decorative iron type fencing in the perimeter lot landscaped area along both Southwest 9<sup>th</sup> Street and Park Avenue.
- 7. Provision of bicycle racks and outdoor seating areas within the sidewalk area in front of the building. This may require the building to be shifted to the west slightly to accommodate a wider sidewalk in front of the store.

Motion passed: 13-0

Respectfully submitted,

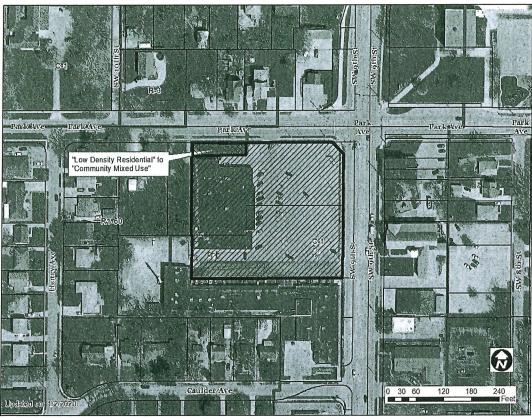
Michael Ludwig AICP Planning Administrator

MGL:tjh

Casey's Marketing Company (lessee) represented by Marni Beck (officer) for located at 3200 and 3212 Southwest 9th Street and 930 Park Avenue. The subject property is owned by Tursi, LC.										
Description of Action	Amend	the Pla	anDSM sity Res	nDSM Creating Our Tomorrow Plan to revise the future land use designation ity Residential in a Neighborhood Node to Community Mixed Use in a						
PlanDSM Future	e Land	Use								
Mobilizing Tome Transportation			2035 – 2050 SW 9 <sup>th</sup> Widening, Widen from 4 to 5 Lanes. (LRTP ID #285)							
Current Zoning	Distric				C-1" Neighborhood Retail Commercial District, "R1-60" One-Family Low- Density Residential District and "FSO" Freestanding Signs Overlay District.					
Proposed Zonin	ng Distr	ict	N/A.							
Consent Card R Outside Area (2 Within Subject I	00 feet	)	In Favor No 0 0			t In Favor	Undetermined		% O	pposition
Plan and Zoning Commission Ac		Appro Denia		Х		Required 6/7 the City Coun		Yes No		X

# Casey's Marketing Company, 3200 & 3212 Southwest 9th Street

21-2019-4.24

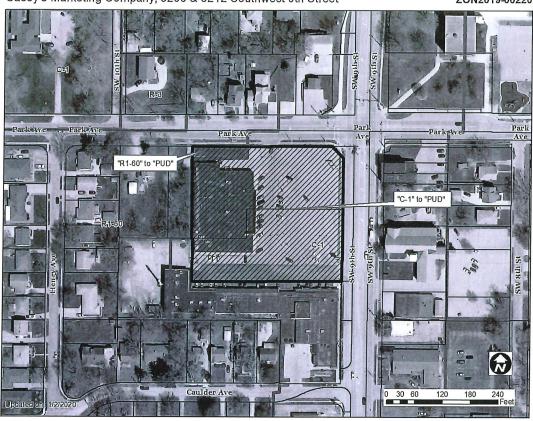


1 inch = 114 feet

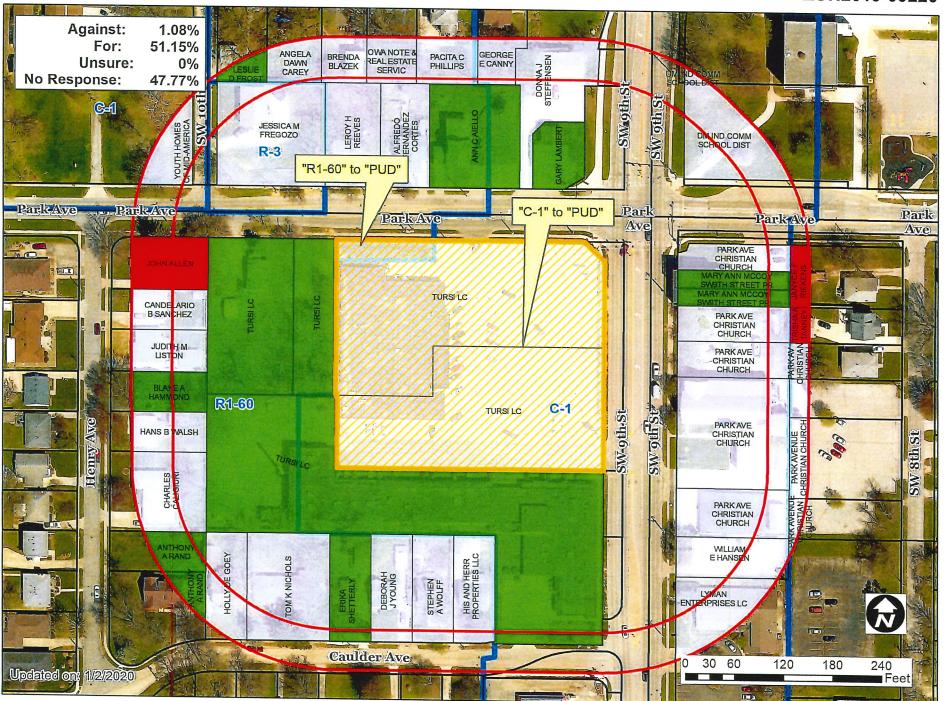
located at 3200	ting Company (lessee) represented by Marni Beck (officer) for Dand 3212 Southwest 9th Street and 930 Park Avenue. The subject ZON2019-00220 ned by Tursi, LC.									
Description of Action	Rezone property from "C-1" Neighborhood Retail Commercial District and "R1-60" One-Family Low-Density Residential District to "PUD" Planned Unit Development. Review and approval of the proposed Casey's General Store #1192 PUD Conceptual Plan, to allow for redevelopment of the existing 21,664-sqaure foot general food sales store with a 4,817-square foot gas station/convenience store to include sales of liquor, wine and beer and a pump island canopy with 14 fueling locations.									
PlanDSM Futur	e Land	Current: Community Mixed Use and Low Density Residential within a Neighborhood Node. Proposed: Community Mixed Use within a Neighborhood Node.								
Mobilizing Tom Transportation			2035 – 2050 SW 9 <sup>th</sup> Widening, Widen from 4 to 5 Lanes. (LRTP ID #285)				P ID #285)			
Current Zoning	Distric	"C-1" Neighborhood Retail Commercial District, "R1-60" One-Family Low- Density Residential District and "FSO" Freestanding Signs Overlay District								
Proposed Zonii	ng Dist									
Consent Card F Outside Area (2 Within Subject	200 feet	)	In Favor No.			ot In Favor	Undetermined		% O <sub>I</sub>	pposition
Plan and Zonin Commission Ad		Appro Denia		Х		Required 6/7 the City Coun		Yes No		Х

# Casey's Marketing Company, 3200 & 3212 Southwest 9th Street

# ZON2019-00220



1 inch = 114 feet





ItemZON2019-00220 Date
(am (am not) in favor of the request.
(Circle One)
Print Name IN TIESENS
COMMUNITY DEVELOPMENT Signature (LARGE Signature)
NOV 192019 Address 3.784-5259 CF- St.
Reason for opposing or approving this request may be listed below:
Because a Iready Grove 3 different
She and within a will of each other
rightmore we need a gracery
oton with out a res
Item <u>ZON 2019-00220</u> Date //-/4-/9
Item 70 N 2019-00220 Date //- / 9 I (am) (an not) in favor of the request.  Outside IMPACT AREA (250')
I (am) (an not) in favor of the request.  Outside ImpAct Area (250')
(Circle One)  Print Name  Outside ImpAct Area (250')  Outside ImpAct Area (250')
I (am) (an not) in favor of the request.  Outside ImpAct Area (250')
(Circle One)  Print Name June Schauper Signature Reno Achauper Address 3322 Ste 8th
(Circle One)  Print Name Sune Schauper Signature Reason for opposing or approving this request may be listed below:
(Circle One)  Print Name  Signature  Presson for opposing or approving this request may be listed below:  Outside ImpAct Area (250')  Outside ImpAct Area (250')  Print Name  Signature  Print Name  Signature  Address  3322  Signature  Address  Add
(Circle One)  Print Name  Signature  Presson for opposing or approving this request may be listed below:  Outside ImpAct Area (250')  Outside ImpAct Area (250')  Print Name  Signature  Print Name  Signature  Address  3322  Signature  Address  Add
(Circle One)  Print Name Sune Schauper Signature Reason for opposing or approving this request may be listed below:

2	[ltem_ZON2019-00220 Date_NOV_14 - 2019]
	L(am not) in favor of the request
Community Development Signature And Angus A. Roy 20209  Reason for opposing or approving this request may be listed below:	

(ase)	COMMUNITY Reason for the community of th	Item <u>ZC</u>
casey's will be a	Community Development  NOV 15 2019  Reason for opposing or approving this request may be listed below:	Item_ZON2019-00220
y's will be a good neighbor well run & family friendly		Date 11-13-19 Outside 256 Fleet
4	ne Kodis	19

Item 70 N 2019-00220 Date 1/1/3/19
(am not) in favor of the request.
(Circle One)  Print Name LESUE D. FROST
RECEIVED
NOV 1 5 2010
Addiess 150 Million Africa
Reason for opposing or approving this request may be listed below:
Item 20N2019-00220 Date 11-15-19
(am) (am not) in favor of the request.
(Circle One)
RECEIVED COMMUNITY DEVELOPMENT Signature Jan G Giello
NOV 202019 Address 919 Gark hur apt a
Reason for opposing or approving this request may be listed below:
Will be very convenient
La area neighborhood.

RECEIVED COMMUNITY DEVELOPMENT Reason for opposing or approving this request may be listed below. NOV 1 5 2019 (Circle One) ZON2019-00220 /(am not) in favor of the request. Date Mideres

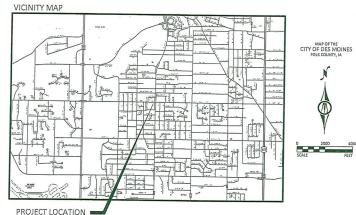
Item <u>ZON2019-0022</u>	Date November 10, 2017
(am) (am not) in favor of the	ne request.
(Circle Qne)	Print Name Blake Hamman d
RECEIVED COMMUNITY DEVELOPMENT	Signature Blike Ha
NOV <b>15</b> 2019	Address 3215 Henry Ave. DSM 50315
Reason for opposing or appl	roving this request may be listed below:
I do Support th	re Casey's project. As a
	ewest, I do hope the grade
along the West.	side of the property is handled
along with prop	er drawage. The property Corrend
tiloods over the part	city lot washing out land onto my property.
ItemZON2019-0022	0 Date 1/-15-19
ItemZON2019-0022	
(am) (am not) in favor of the	ne request. OUTSIDE 250 FEET
(Circle One)  RECEIVED COMMUNITY DEVELOPMENT	Print Name Cheryl Augspurger Signature Leryl Maganger Address 934 Cawder Aug
(Circle One)  RECEIVED COMMUNITY DEVELOPMENT	Print Name Cheryl Augspurger Signature Leryl Maganger Address 934 Cawder Aug
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	Item 20N2019-00220 Date //-/3-/9
	! (am not) in favor of the request.
ItemZON2019-00220  (Circle One)  RECEIVED  COMMUNITY DEVELOPMENT  DEC 0 \$ 2019  Reason for opposing or approving this request may be listed below to the proving this request may be listed below. Think it would be a great additional to the proving this request may be listed below.	
Shette Shette Shetter Shetter Shetter Shetter Shetter Shetter Shetter Shetter Shetter Shetter	Print Name Steven McGee
ter A	COMMUNITY DEVELOPMENT Signature Store Modern
2 Augusta	NOV 192019. Address 3200 3202 HENRY AV.
	Reason for opposing or approving this request may be listed below:

		ItemZON2019-00220  Date //-/5 - 20/9  (Circle One)
Reason for opposing or approving this request may be listed below:	Item ON 2019-00220  Oute 11/17/19  (Circle One)  RECEIVED COMMUNITY DEVELOPMENT Signature In Collins  NOV 202019  Address 3300 SW 941	RECEIVED COMMUNITY DEVELOPMENT  NOV 19:2019  Reason for opposing or approving this request may be listed below:  Reason for opposing or approving this request may be listed below:  Reason for opposing or approving this request may be listed below:  Received  Print Name  Paul Typosile  RECEIVED  Signature  Signature  Signature  Address 331D Heary Ave. Dr. Moint  Reason for opposing or approving this request may be listed below:  503

# CONCEPTUAL PLAN CASEY'S GENERAL STORE

A PLANNED UNIT DEVELOPMENT IN THE CITY OF DES MOINES, COUNTY OF POLK, STATE OF IOWA SHEETS 1 OF 4



ZONING OVERLAY

ZONING MAP

OWNERS

3011 143RD STREET URBANDALE, IA 50323

CASEY'S GENERAL STORES ONE SE COONVENIENCE BLVD ANKENY, IA 50021

### ENGINEER/SURVEYOR

BOLTON & MENK, INC. 1519 BALTIMORE DRIVE PHONE: 515-231-6100

### CRITICAL DATES

PRE-APPLICATION MEETING: 5/28/2019

### ZONING

EXISTING: C-1 PROPOSED: MX-1

### LAND USE

EXISTING: GROCERY STORE PLANDSM FUTURE LAND USE DESIGNATION MX-1

### PROJECT SITE ADDRESS

CONSTRUCTION TIMELINE

ANTICIPATED START DATE: WINTER 2019 ANTICIPATED END DATE: SPRING 2020

P.U.D. AREA SUMMARY AREA SQUARE FEET ACRES TOTALS = 92,187

PROPOSED P.U.D.

P.U.D. DESCRIPTION
ALLOFLOTS 3, 4, AND 3, AND ALSO PART OF LOTS 6, 7, 8, 9, AND 10, ALL IN LITTLETON PLACE, AN OFFICAL PLAT IN THE CITY OF DES
MOMES, POLIC COUNTY, IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS;

MOINES, POLE COUNTY, IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS;

BEGINNING AT THE NORTHWEST CORRESP OF SAID LOTS 3, LITTERION PLACE; THENCE R 89° 47° 26° E, 300.50 FEET ALDING THE NORTHLINE OF LOTS SAID 3, 4, 5, AND 6 TO THE PARK AVENUE RIGHT-OF-WAY (THE NORT THWO CALLS ARE ALDING THE RIGHT-OF-WAY LINES FEET
LINE CONDEDWRATHOR PLAT RECORDED NO MOSO SAIDS, AGE AS IT IN THE FOLK COUNTY RECORPERS OF PROFICE, THENCE S OF 25° 55° E,
18.37 FEET, THENCE S 25° 012° 22° E, 19.08 FEET TO THE WEST RIGHT-OF-WAY LINE OF SW 91° THE RICH THENCE S 25° 012° 55° W, 259.20

FEET ALDING THE WAST RIGHT-OF-WAY LINE OF SW 91° THE STREET, THENCE SES 97° 22° W, 25.27 FEET, THENCE R 00° 03° 15° W, 259.20

FOR THE PARTICULAR OF THE NORTHWEST CORRESPONDED TO THE WEST THENCE SES 97° 25° 00° 15° THE NORTHWEST CORRESPONDED TO THE WEST LINE OF SW 91° 25° THE THENCE R 00° 03° 15° 50° 10° 15° TO THE POINT OF ERBINNING AT THE NORTHWEST CORRESPONDED TO THE STREET CORRESPONDED THE MOST THE NORTHWEST CORRESPONDED TO THE WEST THE NORTHWEST CORRESPONDED THE PROFILE OF THE WAST THE NORTHWEST CORRESPONDED THE THE STREET CARRIED THE NORTHWEST CORRESPONDED THE MOST THE NORTHWEST CORRESPONDED TO THE WEST THE NORTHWEST CORRESPONDED THE MOST THE NORTHWEST CORRESPONDED THE NORTHWEST CORRESPONDED THE MOST THE NOR

### P.U.D. STANDARDS

CITY OF DES MOINES

POLK COUNTY, IA

DESCRIPTION: NEW CONSTRUTION OF FOURTEEN (14) FUELING STATIONS AT SEVEN (7) CANOPIED PUMPS AND AN ASSOCIATED 4,817 SQUARE FOOT BUILDING. DEVELOPMENT WILL CONSIST OF 32.7% OPEN SPACE WITH TWENTY-SIX (26) PARKING STALLS AT THE SOUTWEST CONNER OF PARK AVERUE AND SW 91H STREAM.

PERMITTED LAND USES: THE LAND USE SHALL CONSIST OF A FUEL CANOPY AND AN ASSOCIATED CONVENIENCE STORE WHICH MAY INCLUDE THE SALE OF BEER AND WINE AS AN ACCESSORY USE TO THE CONVENIENCE STORE SUBJECT TO THE FOLLOWING LIMITATIONS:

- ANY SALE OF BEER AND/OR WINE SHALL BE ACCESSORY TO A GAS STATION/CONVENIENCE STORE, WHERE NO MORE THAN 40% OF THE BUSINESS' GROSS REVENUE IS DERIVED FROM THE SALE OF TOBACCO PRODUCTS, BEER, AND/OR WINE.
- ANY SALE OF BEER AND/OR WINE SHALL BE IN ACCORDANCE WITH A PROPER LICENSE OBTAINED THROUGH THE OFFICE OF THE CITY CLERK AS APPROVED BY THE CITY COUNCIL.
- ANY PARKING AREA PROVIDED FOR THE USE OF CUSTOMERS OF THE BUSINESS SHALL BE ILLUMINATED AT AN INTENSITY OF AT LEAST ONE FOOTCANDLE OF LIGHT ON THE PARKING SUPPACE AT ALL TIMES. THE ENTIRE SITE SHALL BE LANDSCAPED AND ILLUMINATED SO AS TO MINIMIZE HOMBY PLACES FOR DOSSIBLE CRIMINAL ACTIVITY.
- THE BUSINESS SHALL COMPLY WITH ARTICLE IV OF CHAPTER 42 OF THE CITY CODE PERTAINING TO NOISE CONTROL. THE BUSINESS SHALL HAVE NO OUTSIDE SPEAKERS OR AMPLIFIED SOUND EXCEPT WHEN USED IN COMPLIANCE WITH A TYPE E SOUND PERMIT.
- LITTER AND TRASH RECEPTACLES SHALL BE LOCATED AT CONVENIENT LOCATIONS INSIDE AND OUTSIDE THE PREMISES, AND
  OPERATORS OF SUCH BUSINESS SHALL REMOVE ALL TRASH AND DEBRIS FROM THE PREMISES AND ADJOINING PUBLIC AREAS ON A
  DAILY BASIS.
- CONSPICUOUSLY POST 24-HOUR CONTACT INFORMATION FOR A MANAGER OR OWNER OF THE BUSINESS NEAR THE MAIN PUBLIC ENTRANCES.
- INSTITUTE A STRICT NO LOITERING POLICY, CONSPICUOUSLY POST ONE OR MORE "NO LOITERING" SIGNS, AND COOPERATE WITH POLICE IN ADDRESSING LOITERING ON THE PREMISED.
- NO SALE OF ALCOHOLIC BEVERAGES SHALL BE MADE FROM A DRIVE-THROLIGH WINDOW.
- THE PUD CONCEPTUAL PLAN SHALL BE SUBJECT TO A LEGISLATIVE AMENDMENT TO PRECLIDE THE SALE OF BEER AND/OR WINE IF THE ZONING ENFORCEMENT OFFICER DETERMINES THAT THE OPERATION OF THE BUSINESS BECOMES A NUISANCE OR EXHIBITS A PATIENT OF VIOLATING THE CONDITIONS OF APPROXIMENT

DEVELOPMENT PROVISION: ANY GAS STATION/CONVENIENCE STORE SHALL BE DEVELOPED IN COMPLIANCE WITH THE CITY'S GAS STATION/CONVENIENCE STORE SITE FUAN DESIGN GUIDELINES (SECTION 82-214.8) AS DEMONSTRATED AT THE DEVELOPMENT PLAN STAGE, EXCEPTION THOSE PROVISIONS AND MEDITE BET IN THIS PUD DOCUMENT.

### OPEN SPACE: THE SITE IS REQUIRED TO HAVE 20.0% OPEN SPACE AND 32.7% HAS BEEN PROVIDED.

OFFER STREAM OF THE OFFER

### PARKING: 1 SPACE PER 300 SQUARE FEET OF GROSS BUILDING AREA.

TRAFFIC: AS PART OF ANY DEVELOPMENT PLAN, A TRAFFIC STUDY WAS COMPLETED FOR THE PROPOSED DEVELOPMENT.

### SHEET INDEX

2. FLAN MAP 3A-3D PROPOSED CONCEPTUAL BUILDING EXTERIOR DESIGNS 4. NON-RESIDENTIAL PROPOSED SIGNAGE PLAN

### SITE SPECIFIC BULK REGULATION

### SETBACKS:

BUILDING FRONT YARD: 25 FFFT BUILDING SIDE YARD: 10 FEET BUILDING REAR YARD: 0 FEET BUILDING HEIGHT (MAXIMUM): 45 FEFT

PARKING FRONT YARD: 10 FEET

CONSENSATION MITIGATION AND CONSTRUCTION PROTECTION MEASURES. THE SUBJECT PROPERTY IS NOT RICOWN TO BE A WELTARD AND NO MITIGATION PRACTICES THE WAY TO STATE THE PROTECTION. AND A ROCK CONSTRUCTION ENTHANCES TO REDUCE STREET TRACKINGS, BUT NOT LIMITED TO, TO SIXT FENCE, INLET PROTECTION, AND A ROCK CONSTRUCTION ENTRANCE TO REDUCE STREET TRACKING. THESE WILL BE INCOMPONATED INTO THE SITE CONSTRUCTION DOCUMENTS.

NAGE: STORM WATER RUNOFF SHALL BE TREATED IN A DETENTION/WATER QUALITY UNDERGROUND STORAGE SYSTEM, DRAINAG DRAINAGE: STORM WATER RUNOFF SHALL BETREATED IN A DETENTION/WATER QUE WILL BE DESIGNED TO ADHERE TO THE CITY OF DES MOINES DRAINAGE STANDARDS.

SIGNAGE: C-2 ZONING DISTRICT STANDARDS SHALL BE USED FOR ALL SIGN REQUIREMENTS. REFERENCE SHEET NO. 3 FOR ADDITIONAL SIGNAGE INFORMATION.

SITE LIGHTINGS, ALL SITE LIGHTING WILL BE IN COMPLIANCE WITH THE LIGHTING STANDARDS OF CITY CODE SECTION 82-214.8 TO THE SATISFACTION OF THE COMMUNITY DEVELOPMENT DIRECTOR. LIGHTING SHALL CONSIST OF LOW-GLARE CUT OFF TYPE FATURES TO REDUCE THE GLARE OF LIGHT POLLUTION ON SURROUNDING PROPERTIES.

MECHANICAL SCREENING; ALL ROOF TOP MECHANICAL EQUIPMENT SHALL BE SCREENED BY THE BUILDING PARAPET WALL OR OTHER MATERIALS AS APPROVED BY THE COMMUNITY DEVELOPMENT DIRECTOR IN ACCORDANCE WITH CITY CODE SECTION 134-1276[7](2). LANDSCAPING AND SCREENING:

# THE SITE LANDSCAPING SHALL BE IN ACCORDANCE WITH THE LANDSCAPE STANDARDS APPLICABLE IN THE C-2 (GENERAL RETAIL AND HIGHWAY-ORIENTED COMMERCIAL DISTRICT) ZONING DISTRICT OR EXCEEDED AS ILLUSTRATED ON THE CONCEPTUAL PLAN.

THE REQUIRED LANDSCAPING SHALL BE MAINTAINED FOR THE LIFE OF THE CERTIFICATE OF OCCUPANCY OR CERTIFICATE OF ZONING COMPLIANCE.

NO MECHANICAL OR UTILITY EQUIPMENT OVER 3 FEET IN HEIGHT SHALL BE ALLOWED IN ANY MINIMUM REQUIRED FRONT YARD

ANY TRASH ENCLOSURE VISIBLE FROM A PUBLIC STREET SHALL BE SCREENED BY AN ENCLOSURE CONSTRUCTED OF CHAIN LINK MATERIAL.

FENCING: FENCING TYPES AND HEIGHTS SHALL BE CONSISTENT TO USES ALLOWED WITHIN THE C-2 (GENERAL RETAIL AND HIGHWAY ORIENTED COMMERCIAL) ZONING DISTRICT.

ARCHITECTURAL STANDARDS: ALL ARCHITECTURAL STANDARDS WILL BE IN COMPLIANCE WITH THE ARCHITECTURAL STANDARDS OF CITY CODE SECTION 82-214.8

PAGES OR SHEETS COVERED BY THIS SEAL: SHEET 1

VILCENSE RENEWAL DATE IS ILLNE 30 2020

PAGES OR SHEETS COVERED BY THIS SEAT-

BOLTON & MENK

GAB

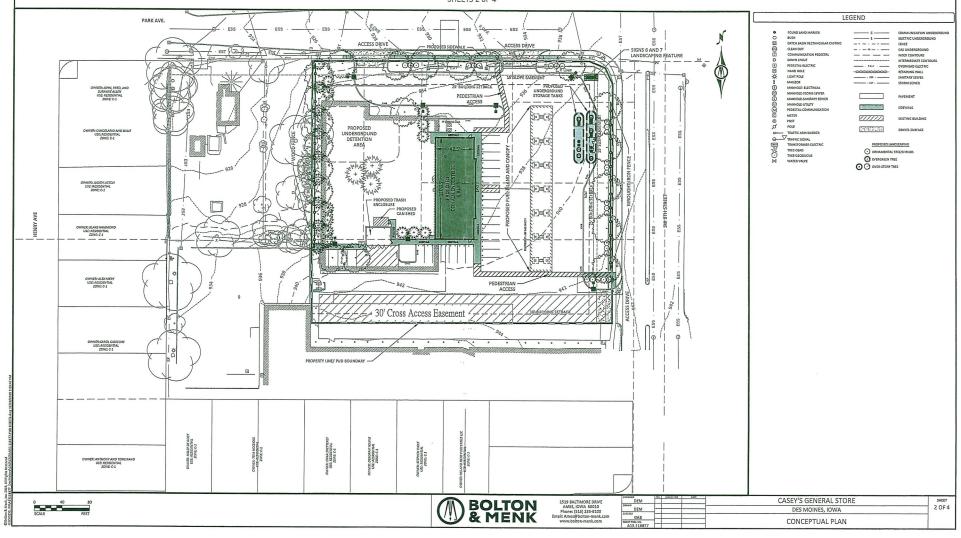
CASEY'S GENERAL STORE DES MOINES IOWA

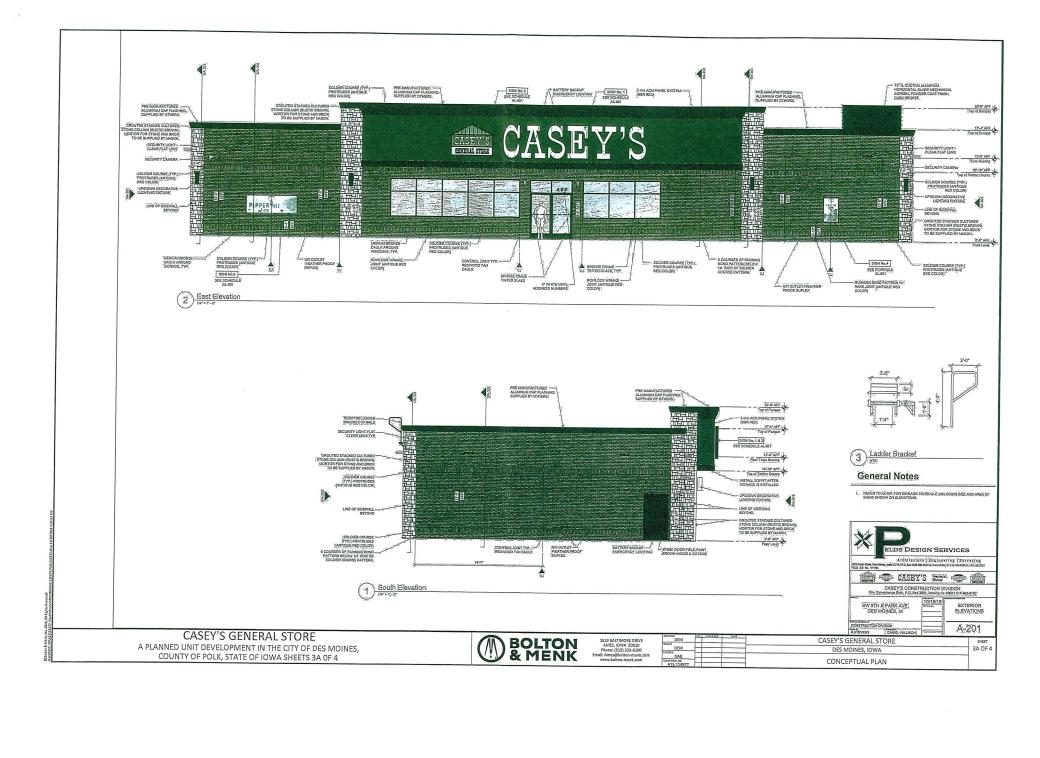
CONCEPTUAL PLAN

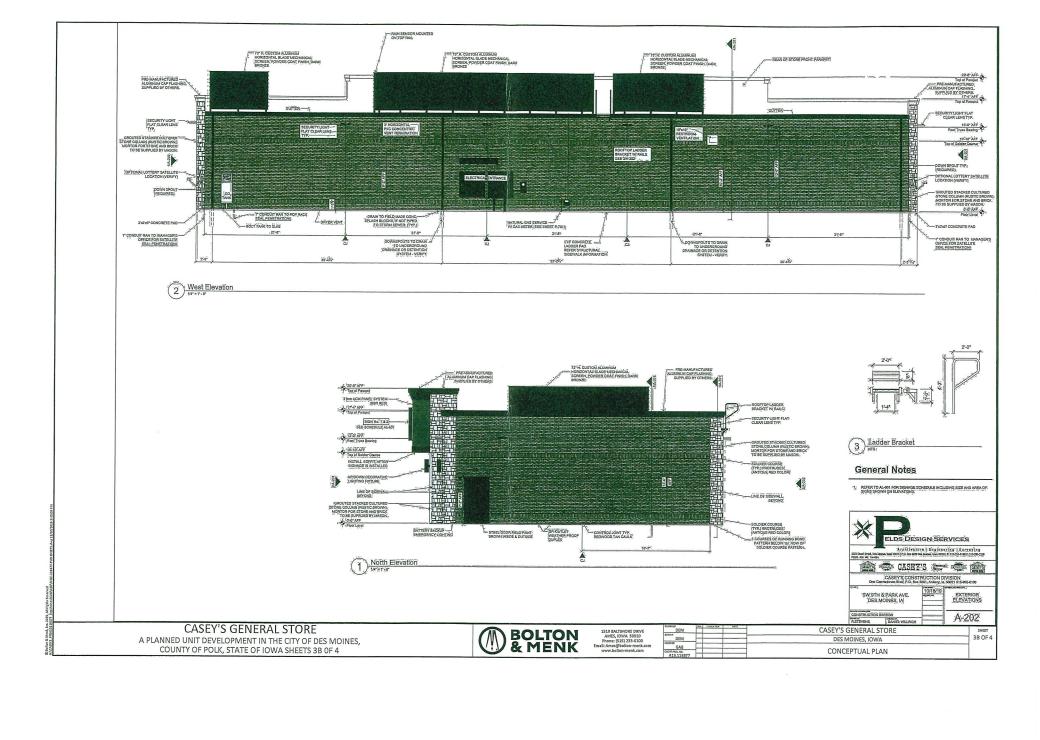
1 OF 4

# CONCEPTUAL PLAN CASEY'S GENERAL STORE

A PLANNED UNIT DEVELOPMENT IN THE CITY OF DES MOINES, COUNTY OF POLK, STATE OF IOWA SHEETS 2 OF 4

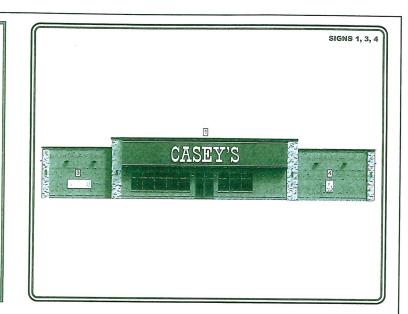


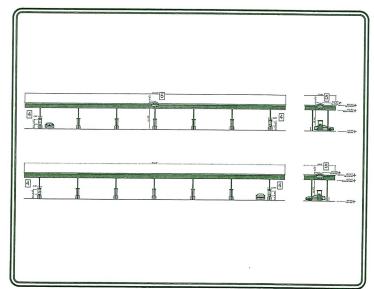


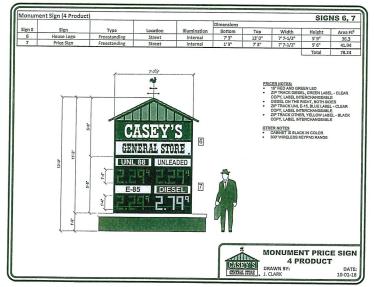




200 17					Dimensions				
Sign#	Sign	Туре	Location	Illumination	Bottom	Тор	Width	Height	Area Ft
5	House Logo	Surface	Canopy Side	Internal	17" 3-1/2"	21' 3-1/2"	5'8-7/8"	4' 0"	17.49
5	House Logo	Surface	Canopy Side	Internal	17' 3-1/2"	21'3-1/2"	518-7/8"	4'0"	17.49
5	House Logo	Surface	Canopy Front	Internal	17' 3-1/2"	21' 3-1/2"	5'8-7/8"	4"0"	17.49
4	Sand Frame	Advertising	Campoy Orlumn	NA	5.5.	714-1/47	294-125	8*10-1/4"	8,53
4	Smap Prama	selventseng	Canago Calcana	II/A	5:64	79-253	246-2764	8*23-2/4*	3,53
4	Shart Frenta	Adventising	Canagay Salama	71,72	3,2,	7 9-2/91	218-2/45	8120-2/21	0.55
4	Spep Franta	Advertising	Canopy Column	71/A	5º 5º	7-0-1/4-	2'6-1/0"	3/10/1/45	2.56
								Total	86.71
Monume	nt Sign (4 Product	:)							
			100 100		Dimensions				
sign#	Sign	Туре	Location	Illumination	Bottom	Top	Width	Height	Area Ft <sup>2</sup>
6	House Logo	Freestanding	Street	Internal	7°3"	13'0"	7'7-1/2"	5' 9"	36,3
7	Price Sign	Freestanding	Street	Internal	1°9"	7'3"	7'7-1/2"	5' 6"	41.94
					1			Total	78.24







CASEY'S GENERAL STORE

A PLANNED UNIT DEVELOPMENT IN THE CITY OF DES MOINES, COUNTY OF POLK, STATE OF IOWA SHEETS 4 OF 4



1519 BALTIMORE DRIVE
AMES, IOWA 50010
Phone: (515) 233-6100
Emall: Ames@bolton-menk.com
www.bolton-menk.com

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DEM	Ë	10010.00		CASEY'S GENERAL STORE	SHEET
DEM	Н	_		DES MOINES, IOWA	4 OF 4
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A13.118877				CONCEPTOAL PLAN	

