

Date August 17, 2020

**RESOLUTION SETTING HEARING ON APPEAL BY INDER SINGH  
OF DENIAL OF TYPE 1 DESIGN ALTERNATIVE RELATED TO SITE PLAN  
FOR PROPERTY LOCATED AT 821 EAST EUCLID AVENUE**

**WHEREAS**, on July 2, 2020, the City Plan and Zoning Commission voted 9-1-1 on a request from Inder Singh (owner) to approve a Site Plan “East Euclid Avenue Liquor Store” for expansion of an existing Storefront building on real property locally known as 821 East Euclid Avenue, subject to denial of certain design alternatives including a proposed Type 1 Design Alternative to allow retention of a driveway access from the primary street of East Euclid Avenue; and

**WHEREAS**, Inder Singh has timely appealed to the City Council pursuant to Municipal Code Section 135-9.3.9.B seeking to have the Type 1 Design Alternative allowing retention of the driveway access, as denied by the Plan and Zoning Commission, approved and incorporated in said Site Plan.

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

1. The City Council shall consider the appeal by Inder Singh at a public hearing to be held at 5:00 p.m. on September 14, 2020, by electronic means to encourage and maintain social distancing to curb the spread of COVID19 in the community, without public access to the meeting location.
2. The City Clerk is hereby authorized and directed to publish notice of said hearing in the form hereto attached, in accordance with §362.3 of the Iowa Code. The City Clerk is instructed to provide this notice including information about participation in the electronic meeting as indicated above.

MOVED by \_\_\_\_\_ to adopt.

FORM APPROVED:

/s/ Glenna K. Frank  
Glenna K. Frank, Assistant City Attorney

(10-2020-7.104)

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BOESEN				
GATTO				
GRAY				
MANDELBAUM				
VOSS				
WESTERGAARD				
TOTAL				

MOTION CARRIED

APPROVED

\_\_\_\_\_  
Mayor

**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.

\_\_\_\_\_  
City Clerk

**OGLE LAW OFFICE, PLLC**

**301 East Walnut St., Suite 2**

**Des Moines, IA 50309**

**(515) 288-0033**

[loyd@oglelawoffice.net](mailto:loyd@oglelawoffice.net)

July 31, 2020

Erin Olson-Douglas  
Economic Development Director and  
Development Services Director  
*and*  
Michael Ludwig  
Planning Administrator and  
Deputy Development Services Director  
Community Development, City of Des Moines  
*Via e mail*

RE: Request for Review of July 2, 2020 Planning and Zoning Commission Decision

Dear Erin and Michael,

On behalf of my client, Inder Singh, we would request a review of the July 2, 2020 Planning and Zoning Commission Decision for 821 East Euclid. Pursuant to City of Des Moines municipal code Chapter 135-9.3.9, please accept this request for review of the Plan and Zoning Commission Decision denial of Type 2 Design Alternative listed in Section 11. E. We are requesting a review of the denial of Section 11. E only. In support of this request we would offer the following.

Although there were many issues that we attempted to address during the July 2 Planning and Zoning meeting, there is additional information that should be considered given the impact the removal of two of three entrances and the denial of an entrance on the East Euclid side will have on the property.

Said additional information for presentation shall include but is not limited to the following.

Civil reasons:

- Using SUDAS standards (which the City of Des Moines has adopted) the level of service for a road can be determined. A Traffic Study would show that the removal of the second Euclid approach would not affect the level of service of Euclid as a whole.
- Additional information regarding Civil concerns will be presented, including site circulation and maneuverability demonstrated with an Auto-Turn” feature in CAD which will demonstrate major issues with turning around in the site with only one ingress/egress to the public network.
- EMS/Fire – there will be forced backup up maneuvers with only one drive approach.
- INGRESS/EGRESS for EMS and Fire will be limited
- INGRESS/EGRESS for waste trucks will be also be forced to have multiple back up maneuvers
- Delivery and Vendor truck will have similar issues as EMS/Fire



**DMED APPARATUS SPECIFICATIONS**

DMED Apparatus Data Used with AUTO-TURN:

Year:	2011
Make:	48" chassis
Make & Lock Data:	1.1.1.1.1
Storage Apple:	1.1.1.1.1

Agency of Origin: [REDACTED]  
 Agency of Destination: [REDACTED]  
 Agency of Use: [REDACTED]  
 Agency of Control: [REDACTED]

Any apparatus is intended for use in the state of Minnesota unless otherwise specified.

Copyright © 2011 by [REDACTED]  
 All Rights Reserved  
 2711 [REDACTED]  
 [REDACTED]  
 [REDACTED]

**Bishop Engineering**  
 "Planning Your Successful Development"  
 3501 104th Street  
 Des Moines, Iowa 50322-3523  
 Phone: (515) 276-8777 Fax: (515) 276-0127  
 Civil Engineering & Land Surveying Established 1959

**FIRE TURNING EXHIBIT**  
 821 E EUCLID AVE. LIQUOR STORE  
 EAST EUCLID AVE. DES MOINES IA 50316

REFERENCE NUMBER: \_\_\_\_\_  
 PROJECT NUMBER: **200088**  
 SHEET NUMBER: **C2.2**

DATE: \_\_\_\_\_  
 DRAWN BY: \_\_\_\_\_  
 CHECKED BY: \_\_\_\_\_

REVISION DATE: \_\_\_\_\_  
 2-23-2000  
 6-3-2000  
 6-4-2000

