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Date March 21, 2022

**RESOLUTION HOLDING HEARING ON REQUEST FROM SHIVE-HATTERY FOR A
CERTIFICATE OF APPROPRIATENESS FOR “THE WAVELAND TROLLEY LOOP”
COMMEMORATIVE SCULPTURE AND INTERPRETIVE SITE
IN THE 4900 BLOCK OF UNIVERSTIY AVENUE**

WHEREAS, on August 14, 2017, by roll call number 17- 1428, the City Council of the City of Des Moines, Iowa, approved the application of Des Moines Streetcar Friends, represented by Earl Short for the designation of The Trolley Loop, located in the 4900 block of University Avenue, Des Moines, Iowa, as a local landmark “The Trolley Loop”; and

WHEREAS, the local landmark “The Trolley Loop” has become locally known as and will hereinafter be referred to as “The Waveland Trolley Loop”; and

WHEREAS, Shive-Hattery (consultant) represented by Emily Naylor subsequently developed plans for a commemorative sculpture and interpretive site, and made application for the required Certificate of Appropriateness before commencement of alteration or construction of that landmark, pursuant to Des Moines Municipal Code Section 58-62; and

WHEREAS, when an application for a Certificate of Appropriateness is made, it receives consideration of the Landmark Review Board, which may recommend approval of the application; recommend approval with modification; or recommendation disapproval of the application, all pursuant to the authority set forth in Des Moines Municipal Code Section Section 58-62(f); and

WHEREAS, on October 19, 2021, the Landmark Review Board met to consider this application and by a vote of 11-0 recommended **APPROVAL** of a Certificate of Appropriateness for the proposed renovation of “The Waveland Trolley Loop”; and

WHEREAS, a lease agreement has been approved with the Des Moines Historical Society regarding this location and for the proposed commemorative sculpture and interpretive site to be placed there, so it is now timely to proceed with the steps for consideration of a Certificate of Appropriateness; and

WHEREAS, Des Moines Municipal Code Section 58-62(f) provides that the recommendation of the Landmark Review Board is to be heard and considered in a public hearing before the City Council, to be set upon reasonable notice and with the opportunity for those interested both for and against to be heard; and

WHEREAS, on March 7, 2022, by Roll call number 22-0326, it was duly resolved by the City Council that the request for approval of the Certificate of Appropriateness be set down for hearing on March 21, 2022, at 5:00 p.m., in the Council Chambers; and

WHEREAS, due notice of said hearing was published in the Des Moines Register, as provided by law, setting forth the time and place for hearing on said proposed Certificate of Appropriateness; and



Roll Call Number

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Agenda Item Number

66A

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WHEREAS, in accordance with said notice, those interested in said proposed Certificate of Appropriateness, both for and against, have been given opportunity to be heard with respect thereto and have presented their views to the City Council.

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

1. Upon due consideration of the facts, and any and all statements of interested persons and arguments of counsel, any objections to the proposed approval of the Certificate of Appropriateness for the the proposed commemorative sculpture and interpretive site for "The Waveland Trolley Loop" are hereby overruled, and the hearing is closed.
2. The proposed Certificate of Appropriateness for the proposed commemorative sculpture and interpretive site for "The Waveland Trolley Loop" is hereby approved.

(Council Communication No. 22-128)

MOVED BY _____ TO ADOPT- SECONDED BY _____.

APPROVED AS TO FORM:

Judy K. Parks-Kruse
Assistant City Attorney

(20-2021-4.03)

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BOESEN				
GATTO				
SHEUMAKER				
MANDELBAUM				
VOSS				
WESTERGAARD				
TOTAL				
MOTION CARRIED	APPROVED			

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 Clerk