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**Date** August 22, 2022

## RECEIVE AND FILE COMMUNICATION FROM THE PLAN AND ZONING COMMISSION REGARDING PRELIMINARY PLAT "BROADWAY MEADOWS" ON PROPERTY LOCATED IN THE VICINITY OF 4393 EAST BROADWAY AVENUE

WHEREAS, on August 4, 2022, the City of Des Moines Plan and Zoning Commission voted 11-0 to **APPROVE** a request from David and Mindi Gascho (owners) for Preliminary Plat "Broadway Meadows" on property located in the vicinity of 4393 Broadway Avenue, to allow subdivision and development of approximately 5.08 acres with three (3) lots for one-household residential uses, subject to all administrative review comments.

WHEREAS, the final subdivision plat will be submitted for City Council approval when completed.

**NOW, THEREFORE, BE IT RESOLVED,** by the City Council of the City of Des Moines, Iowa, that the attached communication from the City Plan and Zoning Commission is hereby received and filed.

MOVED BY \_\_\_\_\_\_\_ to receive and file.

Second by \_\_\_\_\_.

FORM APPROVED:

<u>/s/ Lisa A. Wieland</u> Lisa A. Wieland Assistant City Attorney

(PLAT-2022-000027)

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT	CERTIFICATE					
COWNIE										
BOESEN					I, Laura Baumgartner, 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.					
GATTO										
SHEUMAKER	•			×						
MANDELBAUM										
VOSS	-				IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first					
WESTERGAARD			<i>i</i>		above written.					
TOTAL										
MOTION CARRIED			API	PROVED						
					C'te Chat					
			]	Mayor	City Clerk					

CITY OF DES MOINES
Date 8/22/22
Agenda Item 20
Roll Call #

August 16, 2022

Communication from the City Plan and Zoning Commission advising that at their August 4, 2022 meeting, the following action was taken regarding a request from David and Mindi Gascho (owners) for review and approval of a Preliminary Plat "Broadway Meadows" on 5.08 acres of property in the vicinity of 4393 East Broadway Avenue, for development of three (3) lots for one-household residential uses.

#### **COMMISSION RECOMMENDATION:**

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

Commission Action:	Yes	Nays	Pass	Absent
Francis Boggus	Х			
Dan Drendel	Х			
Leah Rudolphi				Х
Dory Briles	Х			
Abby Chungath	Х			
Kayla Berkson	Х			
Chris Draper				Х
Todd Garner	Х			
Johnny Alcivar	Х			
Justyn Lewis	Х			
Carolyn Jenison				Х
William Page	Х			
Andrew Lorentzen	Х			
Emily Webb	Х			

**APPROVAL** of the submitted Broadway Meadows Preliminary Plat subject to compliance with all administrative review comments.

## STAFF RECOMMENDATION TO THE P&Z COMMISSION

Staff recommends approval of the submitted Broadway Meadows Preliminary Plat subject to compliance with all administrative review comments.

## STAFF REPORT TO THE PLANNING COMMISSION

#### I. GENERAL INFORMATION

- 1. **Purpose of Request:** The applicant is proposing to subdivide the subject property to create 3 one-household lots, each with frontage along East Broadway Avenue. The proposed preliminary plat also includes extension of public sanitary sewer within the East Broadway Avenue right-of-way to the western extent of the property.
- 2. Size of Site: 5.08 acres.
- 3. Existing Zoning (site): "N2a" Neighborhood District
- 4. Existing Land Use (site): Undeveloped agricultural and timber land
- 5. Adjacent Land Use and Zoning:
  - **North** "N2a", Uses are one-household dwellings, agricultural, and small commercial retail.
  - South Baker "PUD", Uses approved for development by the Baker PUD Conceptual Plan include one-household dwellings and multi-household apartment buildings. Properties are currently partially developed with additional undeveloped land.
  - East "N2a"; Uses are one-household dwellings and agricultural and timber land.

West – "N2a"; Uses are one-household dwellings and agricultural and timber and.

- **6. General Neighborhood/Area Land Uses:** The surrounding property is generally agricultural or low to medium-density residential use.
- **7.** Applicable Recognized Neighborhood(s): The subject property is not in a recognized neighborhood.
- 8. Relevant Zoning History: None
- 9. Plan DSM Creating Our Tomorrow: Low Density Residential.
- **10. Applicable Regulations:** Taking into consideration the criteria set forth in Chapter 18B of the Iowa Code, the Commission shall determine if such Preliminary Plat conforms to the standards and requirements outlined in Chapter 354 of the Iowa Code, and the City Subdivision Ordinance and shall approve, conditionally approve or reject such plat within 45 days after the date of submission to the City Permit and Development Center. Unless the applicant agrees in writing to an extension of time, the Preliminary Plat shall be deemed approved if the Commission does not act within such 45-day period. The Commission's action for approval or conditional approval shall be null and void unless the final plat is submitted to the City Permit and Development Center within 270 days after the date of such action; provided, however, that the Permit and Development Administrator may grant, upon written request of the applicant, up to a 90-day extension for submittal of the final plat to the City Permit and Development Center.

## II. ADDITIONAL APPLICABLE INFORMATION

- 1. Natural Site Features: Four Mile Creek is located just to the south of this property with a tributary creek running along the eastern property line. Much of the site is currently agricultural crop land with a forested area at the southern extent bordering the creek. With the most recent design the existing forested area is proposed to remain, so tree removal and mitigation is not necessary.
- 2. Drainage/Grading: Most of the existing site drains to the southeast corner and stormwater basins are proposed that will generally maintain that drainage route after development. Detention basins would be provided on each individual lot at the time each lot develops. Lot 1 will be developed first. The basins will be connected with outlet pipes, routing stormwater from the basins in Lots 2 & 3 through the basin in Lot 1. Since they system is connected across the 3 proposed lots, a Stormwater Facility Maintenance Agreement will be put in place covering all three lots. A berm and swale will be constructed along the east side of Lot 1 to convey any offsite runoff from Broadway Avenue improvements to the regional basin in the property to the east.
- 3. Utilities: The preliminary plat includes a proposed extension of the sanitary sewer main that runs east-west in East Broadway Avenue to serve lots 2 & 3 as well as future adjoining development. There is also an existing sanitary sewer main running north-south at the western edge of the property to the east which will provide service to Lot 1. The existing water main within East Broadway Avenue will provide water service to each of the lots.
- **4. Landscaping & Buffering:** The applicant is proposing street trees along East Broadway Avenue as well as additional site trees on lots 2 & 3 to meet the canopy coverage requirements. Existing tree canopy on lot 1 will meet the canopy coverage requirement for that lot.
- **5. Traffic/Street System:** Each lot will have direct driveway access onto East Broadway Avenue. Public sidewalk is proposed to be added along East Broadway Avenue.
- **6. Buildings:** Future houses will be developed in accordance with House A building type regulations as allowed in the N2a zoning district.

#### SUMMARY OF DISCUSSION

Jillian Sommer presented staff report and recommendation.

Will Page asked for the results of response cards sent to surrounding neighbors.

<u>Jason Van Essen</u> stated a notice letter was sent to neighbors, but prepaid postage response cards are only sent out for rezonings.

Jillian Sommer clarified there were no formal written comments received.

<u>Justin Strom</u>, Snyder and Associates, 2727 SW Snyder Blvd stated the project will have 3 single family homes on 5.1 acers. The 3 lots immediately to the east are on 4.7 acers so the density between the two are similar.

#### **CHAIRPERSON OPENED THE PUBLIC HEARING**

<u>Sherly Brown</u>, 4584 East 46<sup>th</sup> street stated she would like to see 1 single family home instead of 3.

#### CHAIRPERSON CLOSED THE PUBLIC HEARING

<u>Francis Boggus</u> stated we are trying to increase density and the number of residents within the City of Des Moines, therefore he moves the staff recommendation.

#### **COMMISSION ACTION:**

<u>Francis Boggus</u> made a motion for approval of the submitted Broadway Meadows Preliminary Plat subject to compliance with all administrative review comments.

Motion passed: 11-0

Respectfully submitted,

Jula Com

Jason Van Essen, AICP Planning & Urban Design Administrator

JMV:tjh

# David and Mindi Gascho, Property in Vicinity of 4393 East Broadway Avenue

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## David and Mindi Gascho, Property in Vicinity of 4393 East Broadway Avenue

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