



Date September 12, 2022

**RESOLUTION REGARDING REQUEST FOR OUTDOOR SPECIAL EVENT  
(FRANKLIN AVENUE LIBRARY COMMUNITY TABLE: A STORY TELLING AND  
LOCAL FOOD FESTIVAL) IN ACCORDANCE WITH "FRANKLIN JUNIOR HIGH  
SCHOOL" PUD CONCEPTUAL PLAN FOR PROPERTY AT 4801 FRANKLIN  
AVENUE**

**WHEREAS**, on June 24, 2019, by Roll Call No. 19-1053, the City Council held a public hearing regarding the proposed rezoning of real property located at 4801 Franklin Avenue ("Property") to "PUD" Planned Unit Development District, and We Can Build It, LC's "Franklin Junior High School" PUD Conceptual Plan for said Property, to allow a mixed-use renovation of the existing school and church building for uses identified in said resolution, and approved said rezoning and PUD Conceptual Plan subject to final passage of an ordinance rezoning the Property and subject to the developer submitting a PUD Development Plan for review and approval by the Plan and Zoning Commission and the City Council; and

**WHEREAS**, on July 15, 2019, by Roll Call No. 19-1136, the City Council approved Ordinance No. 15,787 rezoning the Property from "Limited "C-1" Neighborhood Retail Commercial District to "PUD" Planned Unit Development District; and

**WHEREAS**, on December 19, 2019, by Roll Call No. 19-2029, the City Council conditionally approved We Can Build It, LC's "Franklin Junior High School" PUD Development Plan consistent with the previously approved PUD Conceptual Plan; and

**WHEREAS**, the Property is legally described as follows:

THE SOUTH 685.6 FEET OF THE EAST 608.3 FEET AND THE NORTH 220.8 FEET OF THE EAST 500 FEET OF LOT 2 IN FRANKLIN PLAZA, AN OFFICIAL PLAT, NOW INCLUDED IN AND FORMING PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA; and

**WHEREAS**, the "Franklin Junior High School" PUD Conceptual Plan, and the Council approval thereof, contain a requirement as follows:

- "Outdoor special events shall only be allowed by resolution of the Des Moines City Council..."; and

**WHEREAS**, 4801 Franklin, LLC ("Developer") and Des Moines Public Library have submitted a request to operate a Franklin Avenue Library Community Table: A Story Telling and Local Food Festival on the Property on October 8, 2022 from 9:00 AM to 5:00 PM, which request



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requires Council consideration in accordance with the "Franklin Jr. High School" PUD Conceptual Plan; and

**WHEREAS**, Neighborhood Services staff recommend that the City Council approve the Developer's request to allow said fundraising events in accordance with the conditions stated below, insofar as no additional rent is charged for said events.

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

1. The request from 4801 Franklin, LLC and Des Moines Public Library in accordance with the "Franklin Jr. High School" PUD Conceptual Plan, to conduct the Franklin Avenue Library Community Table: A Story Telling and Local Food Festival, on October 8, 2022 from 9:00 AM to 5:00 PM, is hereby received and filed.
2. Said request to operate the outdoor special event, Franklin Avenue Library Community Table: A Story Telling and Local Food Festival, is hereby approved subject to the following conditions:
  - a. The event may occur, between the hours of 9:00 AM. and 5:00 PM. on October 8, 2022.
  - b. Developer and the event coordinator shall follow all federal Center for Disease Control and State of Iowa recommendations and guidance related to prevention of COVID-19.
  - c. Use of adjoining Tower Park and Des Moines Water Works Hazen Water Tower property is subject to obtaining necessary use permits from the City of Des Moines Parks and Recreation Department and Des Moines Water Works.
3. Any outdoor special event use of the Property other than such use approved herein shall require separate City Council consideration in accordance with the "Franklin Junior High School" PUD Conceptual Plan.

MOVED BY \_\_\_\_\_ TO ADOPT, SECOND BY \_\_\_\_\_.



Roll Call Number

Agenda Item Number

58

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APPROVED AS TO FORM:

Judy K Parks-Kruse

Judy K. Parks-Kruse
Assistant City Attorney

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, BOESEN, GATTO, MANDELBAUM, SHEUMAKER, VOSS, WESTERGAARD, and TOTAL.

CERTIFICATE

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.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

MOTION CARRIED APPROVED

Mayor

City Clerk



# Franklin Jr. High - Application for Outside Event

Completed forms must be submitted in person to the City Clerk, 400 Robert D. Ray Drive or to the Neighborhood Services Department at 602 Robert D. Ray Drive. The Conceptual Plan requires all uses on the grounds of 4801 Franklin be approved by the City Council. Upon receipt of the application and supporting documents the request will be placed on the next available council agenda for consideration.

DATE APPLICATION DUE:	DATE OF COUNCIL HEARING:	N/A
DATE APPLICATION SUBMITTED:		

### I. PROPERTY OF INTEREST

Address: 4801 Franklin
Legal Description: S 685.6F E 608.3F & N 220.8F E 500F LT 2 FRANKLIN PLAZA
Zoning District Classification: Legacy PUD

### II. TITLEHOLDER(S) *MUST sign*

Name(s)/Business(es): <i>Timothy S. Rowley</i>	Mailing Address: <i>4801 Franklin</i>
Signature(s): <i>[Signature]</i>	City, State Zip: <i>Des Moines Iowa 50310</i>
Printed Name(s): <i>Timothy S. Rowley, Property Manager</i>	Telephone(s): <i>515-782-7348</i>
Date: <i>9/6/22</i>	Email: <i>tim@franklinjrhigh.com</i>
Interest in Property: <input type="checkbox"/> Titleholder of Record	<input type="checkbox"/> Contract Buyer of Record

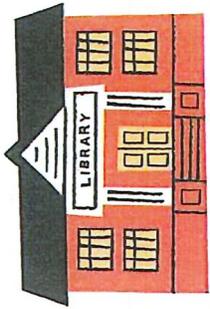
### III. ADDITIONAL CONTACT *(for the event)*

Name/Business: <i>Franklin Avenue Library</i>	Mailing Address: <i>5000 Franklin Avenue</i>
Signature: <i>[Signature]</i>	City, State Zip: <i>Des Moines, IA 50310</i>
Printed Name: <i>Nikki Hayter, Supervising Librarian</i>	Telephone: <i>515-248-6275</i>
Date: <i>9/6/22</i>	Email: <i>nmhayter@dmpl.org</i>

### IV. PURPOSE OF APPLICATION

#### Description of Proposal (required):

Des Moines Public Library (DMPL) is hosting our inaugural Community Table: Storytelling & Local Food Festival on Saturday, October 8. We are inviting the community to experience the oral tradition of storytelling across four locations throughout the day as our featured midwestern storytellers share a diverse range of legends, folk tales, myths, and fables. Storytelling sessions will be hosted at Franklin Avenue Library, Northwest Community Center, Tower Park (Permit #R20060), and in the auditorium at Franklin Junior High (from 10:00 AM – 5:00 PM). The local foods portion of the event will take place in Franklin Jr. High's west parking lot, with the same set-up as the Beaverdale Farmers' Market. From 10:00 AM – 2:00 PM, we will host a combination of tables/booths/tents and food trucks where vendors can provide ready-to-eat food options throughout the day, as well as vendors who will have products available for purchase. Franklin Jr. High's north parking lot will be the primary parking lot for event attendees, as well as the primary entry to the west parking lot. Setup for the local foods event will begin at approximately 8:00 AM; takedown is scheduled from 2:00 – 3:00 PM.

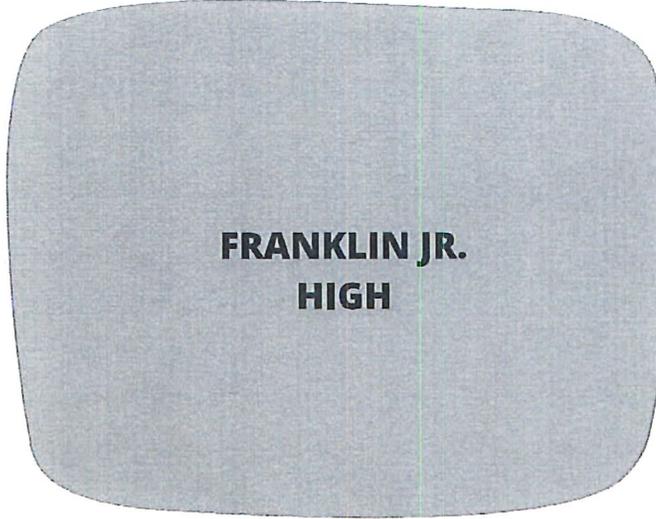


**FRANKLIN AVE.**

**WEST PARKING LOT**



**TOWER PARK**



**FRANKLIN JR.  
HIGH**



**NORTH PARKING  
LOT/EVENT PARKING**

**ENTRANCE/EXIT**

**ENTRANCE/EXIT**

**48TH ST.**