



Roll Call Number

Agenda Item Number

52

Date January 27, 2025

An Ordinance entitled, "AN ORDINANCE to amend the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, as heretofore amended, is hereby amended, by amending Sections 135-9.3.4.C.4 and 135-9.3.9.B, relating to public hearing site plans and the review of Plan and Zoning Commission decisions",

presented.

Moved by _____ that this ordinance be considered and given first vote for passage. Second by _____.

FORM APPROVED:

(First of three required readings)

/s/ Chas M. Cahill
Chas M. Cahill
Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
BOESEN				
SIMONSON				
VOSS				
COLEMAN				
WESTERGAARD				
MANDELBAUM				
GATTO				
TOTAL				
MOTION CARRIED			APPROVED	

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.

Mayor

City Clerk

ORDINANCE NO. _____

AN ORDINANCE to amend the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, as heretofore amended, is hereby amended, by amending Sections 135-9.3.4.C.4 and 135-9.3.9.B, relating to public hearing site plans and the review of Plan and Zoning Commission decisions.

Be It Ordained by the City Council of the City of Des Moines, Iowa:

Section 1. That the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, as heretofore amended, is hereby amended, by amending Sections 135-9.3.4.C.4 and 135-9.3.9.B, as follows:

9.3.4 PLAN REVIEW

A. **General.** Following determination that an application is complete, the development services director must promptly distribute the application for review by any city departments and external agencies who have regulatory responsibility or related interests in the review of the proposed site plan.

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C. Public Hearing Site Plans

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4. If an application for public hearing site plan is approved, denied or conditionally approved by the plan and zoning commission, ~~the decision a new application may be submitted for further consideration or the denial or condition(s) of approval~~ may be appealed in accordance with section 135-9.3.9.B of this article. If the application is denied or conditionally approved by the plan and zoning commission, a new application may be submitted for further consideration.

9.3.9 REQUEST FOR REVIEW

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B. Review of Plan and Zoning Commission Decisions

1. To be considered for further review of any final decision of the plan and zoning commission, the applicant or City Manager must submit the site plan or alternate design documentation to be considered and the following documentation to the development

services director no later than 30 days from the final determination of the public hearing site plan review:

- a. Written narrative explaining any requests and rationale for modification of the final decision by the plan and zoning commission; and
- b. Other documentation as requested by the development services director.

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Section 2. This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

FORM APPROVED:

/s/ Chas M. Cahill

Chas M. Cahill
Assistant City Attorney