



Roll Call Number

09-1789

Agenda Item Number

54 A

Date September 28, 2009

RESOLUTION ISSUING A LANDMARK CERTIFICATE OF APPROPRIATENESS
FOR PROPOSED ALTERATIONS TO THE OLD LIBRARY BUILDING

WHEREAS, The World Food Prize Foundation, as lessee under an urban renewal lease agreement with the City of Des Moines for the old library property, has applied for a Certificate of Appropriateness to allow restoration and renovation of the old library building; and,

WHEREAS, the old library has been designated as a local historic Landmark subject to Chapter 58, Article III of the City Code of the City of Des Moines, Iowa; and,

WHEREAS, §58-62 of the City Code provides that, "[n]o owner or person in charge of a landmark or landmark site shall reconstruct, alter, or demolish all or any part of the exterior of such property or construct any improvement upon such designated property or cause or permit any such work to be performed upon such property until a certificate of appropriateness has been applied for and obtained for such work"; and,

WHEREAS, §58-62 of the City Code further provides that the decision to issue a Certificate of Appropriateness shall be based upon consideration of the following factors:

- (1) Design guidelines, standards and criteria developed by the historic preservation commission and approved by the city council, pursuant to subsection 58-30(e)(2) of the City Code.
- (2) Standards for rehabilitation promulgated by the Secretary of the Interior.
- (3) The comprehensive plan for the city and any adopted urban renewal plan for the area.
- (4) For an application respecting construction, reconstruction or exterior alteration other than on the principal improvement, the proposed work would adversely change, destroy or affect any exterior feature of the improvement upon which such work is being done, or, if it is new construction, it would lack harmony with the landmark site and whether the proposed work would be appropriate for and consistent with the purpose of this article.
- (5) For an application respecting new construction of principal improvements upon a landmark site, the proposed work would adversely affect the aesthetic quality of the site or lack harmony with the external appearance of other improvements on the site or upon neighboring sites.
- (6) For an application respecting demolition of all or part of a landmark or an improvement within a landmark site, the condition of the landmark or improvement within a landmark site is determined to be dangerous to life, health or property, and such condition cannot be abated without demolishing such landmark or improvement within a landmark site or part thereof.

(continued)

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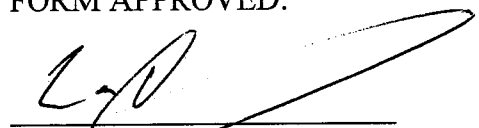
WHEREAS, the Landmark Review Board considered the application for a Certificate of Appropriateness at its meeting on August 18, 2009, and recommended approval of the application for a Certificate of Appropriateness for the proposed restoration and renovation of the old library building, subject to the condition identified below;

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

1. The City Council hereby finds that the proposed restoration and renovation of the old library building is consistent with and would further the purpose of the Landmark regulations, subject to compliance with the following condition recommended by the Landmark Review Board:
 - a) Removal of Austrian Pine as a tree species.
2. This resolution shall constitute the issuance of a Certificate of Appropriateness for the proposed exterior alterations and improvements to the old library property as more specifically described in the said Application, and such Certificate is subject to the condition identified in paragraph 1, above.

MOVED by Hensley to adopt.

FORM APPROVED:


Lawrence R. McDowell
Deputy City Attorney

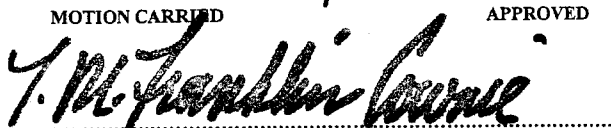
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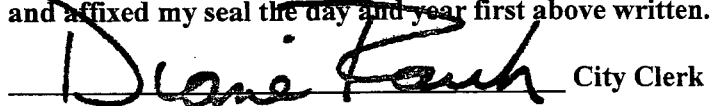
COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
HENSLEY	✓			
KIERNAN	✓			
MAHAFFEY	✓			
MEYER	✓			
VLASSIS	✓			
TOTAL	7			

CERTIFICATE

I, DIANE RAUH, 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

T. M. Franklin
Mayor


Diane Rauh
City Clerk