

★ Roll Call Number

Agenda Item Number

12-1045

59A

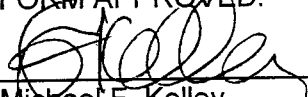
Date June 25, 2012

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on June 21, 2012, its members voted 7-3 in support of a motion to recommend **APPROVAL** of a request from Iowa CVS Pharmacy, LLC and FEPH Acquisitions Fund II, LLC (purchaser), 209 Euclid Avenue, represented by Thomas Lowe (registered agent) to vacate the north/south alley between 2nd Avenue and 3rd Street from Euclid Avenue to a point 250 feet north subject to the following conditions:

1. Provision of necessary easements for any existing utilities that are in place or accommodate their relocation as part of site redevelopment.
2. Provision of a traffic outlet from the remaining segment of alley to an adjoining public street through a public easement, or construction of a proper turnaround which is designed to accommodate any public maintenance equipment.
3. Any conveyance of the property be made subject to:
 - a. All buildings being constructed of durable masonry, brick, and stone materials.
 - b. Conformance with an approved site plan concept by the City Council which:
 - 1) Demonstrates adequate pedestrian routes from the primary retail building entrances to the adjoining public sidewalk system.
 - 2) Adheres to all landscaping setbacks, open space, and plant material minimum standards.
 - 3) Provides an enhanced urban edge within the setback areas along 2nd Avenue (Highway 415) and Euclid Avenue (Highway 6) to include decorative site walls and fencing at a pedestrian scale.

MOVED by MaHaffey to receive and file and refer to the Engineering Department, Real Estate Division.

FORM APPROVED:


 Michael F. Kelley
 Assistant City Attorney

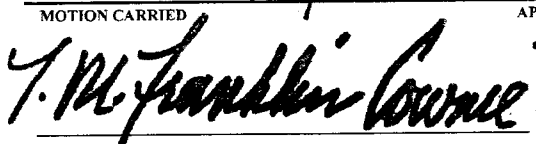
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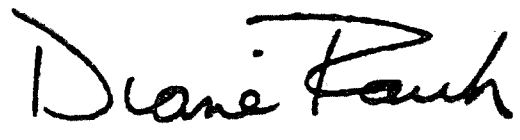
COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GRIESS	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MEYER	✓			
MOORE	✓			
TOTAL	7			

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.


 T. M. Franklin
 Mayor


 Diane Rauh
 City Clerk