



Roll Call Number

15-0739

Agenda Item Number

15

Date May 4, 2015

RESOLUTION SETTING HEARING ON REQUEST FROM MACERICH SOUTHRIDGE MALL, LLC FOR REVIEW AND APPROVAL OF THE 31ST AMENDMENT TO THE "C-4" DEVELOPMENT PLAN FOR SOUTHRIDGE MALL, 1111 EAST ARMY POST ROAD

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on April 16, 2015, its members voted 12-0 in support of a motion to recommend APPROVAL of a request from Macerich Southridge Mall, LLC (owner), represented by Norm Forget (officer), for review and approval of the 31st Amendment to the "C-4" Development Plan for Southridge Mall on property locally known as 1111 East Army Post Road ("Property"), to allow a 52-unit four-story senior living apartment dwelling, subject to the following conditions:

- 1. Any development of a senior housing apartment building shall be reviewed by the Plan and Zoning Commission as part of a Site Plan under design guidelines for multiple-family dwellings.
2. Any tree removal is subject to compliance with applicable Tree Protection and Mitigation Ordinances; and

WHEREAS, the Property is legally described as follows:

(Except North 250 feet) Lot 3, and all Lots 4 thru 19, Southridge Plat No. 2, an Official Plat, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

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

- 1. That the attached communication from the Plan and Zoning Commission is hereby received and filed.
2. That the meeting of the City Council at which the proposed 31st Amendment to the "C-4" Development Plan for Southridge Mall is to be considered shall be held in the Council Chambers, City Hall, Des Moines, Iowa, at 5:00 p.m. on May 18, 2015, at which time the City Council will hear both those who oppose and those who favor the proposal.
3. That the City Clerk is hereby authorized and directed to cause notice of said proposal in the accompanying form to be given by publication once, not less than seven (7) days and not more than twenty (20) days before the date of hearing, all as specified in Section 362.3 and Section 414.4 of the Iowa Code.

FORM APPROVED:

Glenna K. Frank

Glenna K. Frank, Assistant City Attorney

MOVED BY Gatto TO ADOPT.

(ZON2015-00043)

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, COLEMAN, GATTO, GRAY, HENSLEY, MAHAFFEY, MOORE, and TOTAL (7 yeas).

MOTION CARRIED

APPROVED

Y. M. Franklin Council Mayor

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.

Diane Rauh

City Clerk