

★ Roll Call Number

16-0667

Agenda Item Number

20

Date April 25, 2016

RECEIVE AND FILE COMMUNICATION FROM THE PLAN AND ZONING COMMISSION REGARDING REQUEST FROM 215 EAST 3RD STREET, LLC FOR VACATION OF SEGMENT OF EAST 3RD STREET

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on April 7, 2016, its members voted 12-0 to recommend APPROVAL of a request from 215 East 3rd Street, LLC (owner), represented by Jake Christensen (officer), for vacation of a 9-foot by 10-foot segment of East 3rd Street adjoining 215 East 3rd Street to allow for encroachment of an entrance canopy feature with support beams and grain silo element, subject to the following conditions:

- 1. Review and approval of the finalized canopy design and elevations by the Planning Administrator.
2. Review and approval of an amended Site Plan by the City's Permit and Development Center for any modified parkway planting scheme along East 3rd Street to accommodate the proposed canopy structure ensuring provision of a minimum 6 feet of public pedestrian way clearance.
3. Compliance with all conditions of the surface easement agreement for door swings.
4. Reservation of any necessary easements for all existing utilities in place until such time that they are abandoned or are relocated.
5. Compliance with all administrative review comments of the City's Permit and Development Center.

MOVED by Hensley to receive and file the attached communication from the Plan and Zoning Commission, and refer to the Engineering Department, Real Estate Division.

FORM APPROVED:

Glenna K. Frank, Assistant City Attorney

(11-2016-1.08)

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, COLEMAN, GATTO, GRAY, HENSLEY, MOORE, WESTERGAARD, and 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.

Y. M. Franklin Council Mayor

Diane Rauh City Clerk