



Roll Call Number

16-1610

Agenda Item Number

25

Date September 26, 2016

**RESOLUTION SETTING HEARING ON REQUEST FROM
QUIK TRIP CORPORATION TO REZONE PROPERTY LOCATED AT
1515 EAST GRAND AVENUE AND 1522 CAPITOL AVENUE**

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on September 15, 2016, its members voted 7-4 in support of a motion to recommend **APPROVAL** of a request by Quik Trip Corporation (purchaser), represented by Mike Talcott (officer), to rezone property located at 1522 Capitol Avenue and owned by Quik Trip Corporation from "R1-60" One-Family Low-Density Residential District to Limited "C-2" General Retail and Highway Oriented Commercial District, and to rezone property located at 1515 East Grand Avenue from Limited "C-2" General Retail and Highway-Oriented Commercial District to amended Limited "C-2" General Retail and Highway-Oriented Commercial District, to allow for replacement of the existing convenience store with the new Quik Trip store prototype and to revise existing conditions upon the property (collectively known as "Property"), subject to the following conditions:

1. The public alley within the Property shall not be truncated and shall be connected to Capitol Avenue; and
2. The applicant shall work with City staff to create an urban edge for the north streetscape (Grand Avenue frontage), to the approval of the Planning Administrator; and

WHEREAS, the Property to be rezoned is legally described as follows:

East 40 feet of Lot 4 and all of Lots 5 and 6, Block 45 STEWART'S ADDITON, 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 rezoning is to be considered shall be held at the Richard A. Clark Municipal Service Center (MSC), located at 1551 E. Martin Luther King, Jr. Parkway, Des Moines, Iowa, at 5:00 p.m. on October 10, 2016, 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.

★ Roll Call Number

116-1010

Agenda Item Number

25

Date September 26, 2016

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MOVED BY Moore TO ADOPT.

FORM APPROVED:

Glenna K. Frank
Glenna K. Frank, Assistant City Attorney

(ZON2016-00100)

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GATTO	✓			
GRAY	✓			
HENSLEY				✓
MOORE	✓			
WESTERGAARD	✓			
TOTAL	6			1

MOTION CARRIED

APPROVED

T. 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