

★ Roll Call Number

18-0810

Agenda Item Number

47A

Date May 7, 2018

RESOLUTION ON REQUEST FROM KENYON HILL RIDGE, LLC TO AMEND THE EXISTING PLANDSM: CREATING OUR TOMORROW PLAN FUTURE LAND USE DESIGNATION (5066 NE 23<sup>RD</sup> AVENUE (EASTON BOULEVARD))

WHEREAS, on April 25, 2016, by Roll Call No. 16-0717, the City Council adopted the PlanDSM: Creating Our Tomorrow Plan; and

WHEREAS, the Community Development Department has determined that the existing PlanDSM: Creating Our Tomorrow Plan future land use designation for real property in the vicinity of 5066 NE 23<sup>rd</sup> Avenue (Easton Boulevard) should be amended to designate Areas A and B thereof as Low Density Residential to allow for single-family residential and single-family semi-detached residential development, respectively, and to designate Area C thereof as Low/Medium Density Residential to allow for multiple-family residential development with a maximum density of 12 units per acre, in order to rezone 5066 NE 23<sup>rd</sup> Avenue to "PUD" Planned Unit Development District and allow anticipated redevelopment as proposed by Kenyon Hill Ridge, LLC (owner), represented by David Walters (officer); and

WHEREAS, at a public hearing held on April 5, 2018, the City Plan and Zoning Commission voted 12-0 in support of a motion to recommend APPROVAL of the staff recommendation for the above-stated amendment to the existing PlanDSM: Creating Our Tomorrow Plan future land use designations for Areas A, B, and C of 5066 NE 23<sup>rd</sup> Avenue (Easton Boulevard).

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

Alternative A

MOVED by Westergaard to adopt and APPROVE that the proposed amendment to the PlanDSM: Creating Our Tomorrow Plan, as described above. The Final Development Plan for Area C will require Plan and Zoning Commission recommendation and Council approval.

Alternative B

MOVED by to continue until May 21, 2018, at 5:00 p.m. in the Council Chambers at City Hall, 400 Robert D. Ray Drive, Des Moines, Iowa, and to direct the City Manager and Legal Department to prepare the necessary legislation to APPROVE an amendment to the PlanDSM: Creating Our Tomorrow Plan that is acceptable to the City and the owner(s).

FORM APPROVED:

Glenna K. Frank, Assistant City Attorney

(21-2018-4.06)

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

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.

Mayor signature: T. M. Franklin

City Clerk signature: Diane Rauh