



**Roll Call Number**

19-0468

**Agenda Item Number**

20

**Date** March 25, 2019

**RESOLUTION SETTING HEARING ON REQUEST FROM  
DDX WORLDWIDE CARGO, INC. TO REZONE PROPERTY  
LOCATED AT 2017 CAPITOL AVENUE**

**WHEREAS**, the City Plan and Zoning Commission has advised that at a public hearing held on March 7, 2019, its members voted 11-1 in support of a motion to recommend **APPROVAL** of a request from DDX Worldwide Cargo, Inc. (owner), represented by Juan Guaman (officer), to rezone property located at 2017 Capitol Avenue ("Property") from "R1-60" One-Family Low-Density Residential District to Limited "M-1" Light Industrial District, to allow expansion of the existing warehouse and distribution center use in operation at the adjoining business located at 2000 East Walnut Street, subject to the following conditions:

1. No buildings shall be constructed on the Property.
2. Off-street parking, outside storage of trailers and equipment, or open space shall be the only permitted uses of the Property.
3. Any off-street parking area on the Property shall be paved and maintained with a Portland Cement Concrete or Hot Mix Asphalt material.
4. Any outside storage on the Property not used for off-street parking shall be either paved or surfaced and maintained with a Recycled Asphalt Product to ensure a dust free.
5. Any use of the Property shall be in accordance with a Site Plan as approved by the Permit and Development Center including landscaping and buffering as applicable to "C-2" Districts.
6. Outdoor storage and off-street parking are prohibited within 25 feet of the eastern lot line of the Property; and

**WHEREAS**, the Property is legally described as follows:

LOTS 112 AND 113 TIMMONS PLACE, AN OFFICIAL PLAT, 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 Council Chambers, City Hall, 400 Robert D. Ray Drive, Des Moines, Iowa, at 5:00 p.m. on April 8, 2019, 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.

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MOVED BY Gatto TO ADOPT.

FORM APPROVED:

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

(ZON2018-254)

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
BOESEN	✓			
COLEMAN	✓			
GATTO	✓			
GRAY	✓			
MANDELBAUM	✓			
WESTERGAARD	✓			
TOTAL	7			2

MOTION CARRIED

APPROVED

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.

J. M. Franklin Cownie Mayor

Diane Rauh City Clerk