



Roll Call Number

20-0576

Agenda Item Number

66

Date March 23, 2020

RESOLUTION HOLDING HEARING ON REQUEST FROM DES MOINES COLD STORAGE COMPANY, INC. FOR APPROVAL OF PUD FINAL DEVELOPMENT PLAN FOR "PHASE 1A OF DES MOINES COLD STORAGE" FOR PROPERTY AT 3805 VANDALIA ROAD

WHEREAS, on March 9, 2020, by Roll Call No. 20-0425, the City Council received a communication from the City Plan and Zoning Commission advising that on March 5, 2020, the City Plan and Zoning Commission voted 11-0 to **APPROVE** a request from Des Moines Cold Storage Company, Inc. (owner), represented by C.J. Morton (officer), to approve the PUD Final Development Plan for "Phase 1A of Des Moines Cold Storage" on property located at 3805 Vandalia Road ("Property") to allow a 62,680 square foot addition to the existing refrigerated warehouse building, subject to the following revisions:

1. Compliance with all comments of the administrative review of the PUD Final Development Plan.
2. Provision of public sidewalk along Vandalia Road for the extent of the immediate Phase 1A extension; and

WHEREAS, the Property is legally described as follows:

PARCEL 2016-123 BEING PART OF THE NORTHWEST QUARTER OF SECTION 17, TOWNSHIP 78 NORTH, RANGE 23 WEST OF THE 5TH P.M., CITY OF DES MOINES, POLK COUNTY, IOWA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING FROM THE NORTH QUARTER CORNER OF SAID SECTION 17; THENCE ALONG THE NORTH LINE OF SAID SECTION 17 N87°28'58"W, 1416.77 FEET; THENCE S02°21'02"W, 50.00 FEET TO THE POINT OF BEGINNING; THENCE S87°28'58"E, 1272.55 FEET; THENCE 206.92 FEET ALONG A 136.00 FOOT RADIUS CURVE, CONCAVE SOUTHWEST, CHORD BEARING S43°45'46"E, 187.53 FEET; THENCE S00°01'28"E, 576.53 FEET; THENCE N87°28'58"W, 1431.60 FEET; THENCE N02°21'02"E, 705.57 FEET TO THE POINT OF BEGINNING. DESCRIBED AREA CONTAINS 22.87 ACRES AND IS SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD; and

WHEREAS, on March 9, 2020, by Roll Call No. 20-0425, it was duly resolved by the City Council that request for approval of the PUD Final Development Plan be set down for hearing on March 23, 2020 at 5:00 P.M., in the Council Chamber; and

WHEREAS, due notice of said hearing was published in the Des Moines Register, as provided by law, setting forth the time and place for hearing on said proposed PUD Final Development Plan; and

WHEREAS, in accordance with said notice, those interested in said proposed PUD Final Development Plan, both for and against, have been given opportunity to be heard with respect thereto and have presented their views to the City Council.

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

1. Upon due consideration of the facts, and any and all statements of interested persons and arguments of counsel, any objections to the proposed PUD Final Development Plan for "Phase 1A of Des Moines Cold Storage" are hereby overruled, and the hearing is closed.
2. The proposed PUD Final Development Plan for "Phase 1A of Des Moines Cold Storage", as on file in the Community Development Department, is hereby found to be in conformance with PlanDSM: Creating Our Tomorrow Plan and is hereby approved, subject to revision and conditions stated above.

MOVED BY Gatto TO ADOPT.

FORM APPROVED:

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

(10-2020-7.86)

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
BOESEN	✓			
GATTO	✓			
GRAY	✓			
MANDELBAUM	✓			
VOSS	✓			
WESTERGAARD	✓			
TOTAL	7			
MOTION CARRIED			APPROVED	

CERTIFICATE

I, P. KAY CMELIK, 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.

P. Kay Cmelik

City Clerk

J. M. Franke Mayor