



Roll Call Number

20-0820

Agenda Item Number

16

Date May 18, 2020

RESOLUTION SETTING HEARING ON REQUEST FROM DES MOINES AREA RELIGIOUS COUNCIL TO AMEND PLANDSM FUTURE LAND USE DESIGNATION AND TO REZONE PROPERTY LOCATED AT 100 ARMY POST ROAD

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on May 7, 2020, its members voted 11-0 in support of a motion to recommend APPROVAL of a request from Des Moines Area Religious Council (DMARC)(purchaser), represented by Matt Unger (officer), to amend the PlanDSM: Creating Our Tomorrow future land use designation for real property locally known as 100 Army Post Road ("Property") from Community Mixed Use to Business Park to allow rezoning to EX Mixed-Use District and relocation of the DMARC headquarters and food bank distribution operation into one location with offices, warehousing and distribution within the existing building; and

WHEREAS, the City Plan and Zoning Commission has further advised that at a public hearing held on May 7, 2020, its members voted 11-0 in support of a motion to recommend APPROVAL of a request from DMARC to rezone the Property from MX2 Mixed-Use District to EX Mixed-Use District for the above-described purpose; and

WHEREAS, the Property is legally described as follows:

PARCEL "B" OF THE PLAT OF SURVEY FILED IN THE OFFICE OF THE RECORDER OF POLK COUNTY, IOWA ON JANUARY 13, 2005, AND RECORDED IN BOOK 10901 PAGE 904, BEING A PART OF LOTS 3 AND 4 IN CHAFFEE-DICKMAN PLAT NO. ONE, 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 amendment to the comprehensive plan future land use designation and proposed zoning are to be considered, and at which time the City Council will hear both those who oppose and those who favor the proposals, shall be held at 5:00 p.m. on June 8, 2020, by electronic means in accordance with the Governor's and Mayor's Proclamations and to encourage and maintain social distancing to curb the spread of COVID19 in the community, with or without public access to the meeting location.
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. The City Clerk is instructed to provide this notice including information about participation in the electronic meeting as indicated above.

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MOVED BY Gatto TO ADOPT.

FORM APPROVED:

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

(21-2020-4.08)
(ZON2020-00042)

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

MOTION CARRIED

APPROVED

J. M. Frankha Cownie
Mayor

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