



Roll Call Number

20-0864

Agenda Item Number

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Date May 18, 2020

RESOLUTION HOLDING HEARING ON REQUEST FROM WALDEN POINT, LP TO AMEND PUD CONCEPTUAL PLAN FOR PROPERTY LOCATED AT 1200 4TH STREET

WHEREAS, on May 4, 2020, by Roll Call No. 20-0754, the City Council received a communication from the City Plan and Zoning Commission advising that at a public hearing held on April 16, 2020, its members voted 11-0-1 in support of a motion to recommend **APPROVAL** of a request from Walden Point, LP (owner), represented by Robert Burns (partner), for the 2nd Amendment to the Walden Point PUD Conceptual Plan for property located at 1200 4th Street (“Property”), to allow the existing 3-story, 60-unit facility to be converted to units for either group living, assisted living, or multiple household living for seniors, with a mix of assisted living and independent living options for persons aged 55 and older; and

WHEREAS, on May 4, 2020, by Roll Call No. 20-0754, it was duly resolved by the City Council that the application of Walden Point, LP for review and approval of the proposed 2nd Amendment to the Walden Point PUD Conceptual Plan for the Property, as legally described below, be set down for hearing on May 18, 2020, at 5:00 p.m. in accordance with the Governor’s and Mayor’s Proclamations and the current prohibition on gatherings of ten or more persons during the COVID19 outbreak; 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 amendment to the approved Walden Point PUD Conceptual Plan; and

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

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 statements of interested persons and arguments of counsel, any and all objections to the proposed 2nd Amendment to the Walden Point PUD Conceptual Plan for the Property, located at 1200 4th Street and legally described as follows, are hereby overruled, and the hearing is closed:

LOTS 62 THROUGH 68 AND LOTS 71 THROUGH 79 AND THE VACATED NORTH-SOUTH ALLEY LYING WEST OF AND ADJOINING LOTS 71 THROUGH 79, ALL IN RUTHEFORD HEIGHTS, AN OFFICIAL PLAT, NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA.

2. The proposed 2nd Amendment to the Walden Point PUD Conceptual Plan, as on file in the Community Development Department, is hereby found to be in conformance with the PlanDSM: Creating Our Tomorrow Land Use Plan and is hereby approved, subject to the revisions to the Plan as set forth above.

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MOVED BY Gray TO ADOPT.

FORM APPROVED:

/s/ Glenna K. Frank

Glenna K. Frank, Assistant City Attorney

(ZON2020-00036)

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

MOTION CARRIED

APPROVED

J. M. Frankhu 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