



Roll Call Number

20.1159

Agenda Item Number

63

Date July 13, 2020

RESOLUTION HOLDING HEARING ON REQUEST FROM AIRPORT DEVELOPMENT, LC FOR APPROVAL OF PUD FINAL DEVELOPMENT PLAN FOR “FLEX WAREHOUSE ON PARK AVENUE” FOR PROPERTY AT 6000 PARK AVENUE

WHEREAS, on June 22, 2020, by Roll Call No. 20-1008, the City Council received a communication from the City Plan and Zoning Commission advising that at a public hearing held on June 4, 2020, its members voted 13-0 to **APPROVE** a request from Airport Development, LC (owner), represented by Aimee Staudt (officer), to approve the PUD Final Development Plan for “Flex Warehouse on Park Avenue” on property located at 6000 Park Avenue (“Property”) to allow development of a 6.53-acre site for a 57,720 square foot flex/warehouse building in accordance with the Airport Commerce Park West PUD Conceptual Plan requirements, subject to compliance with all administrative review requirements; and

WHEREAS, the Property is legally described as follows:

A PARCEL OF LAND IN PARCEL ‘C’ OF LOTS 2 & 3, AN OFFICIAL PARCEL RECORDED IN BOOK 12271, PAGE 634 AT THE POLK COUNTY RECORDER’S OFFICE, AND ALL OF LOT 4 AND PART OF LOT 5, AIRPORT COMMERCE PARK WEST PLAT 2, AND OFFICIAL PLAT RECORDED IN BOOK 8078, PAGE 223-2249 POLK COUNTY RECORDER’S OFFICE, POLK COUNTY, IOWA THAT IS MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF SAID PARCEL ‘C’; THENCE S89°29’24”E, 834.64 FEET ALONG THE NORTH LINE OF SAID PARCEL ‘C’, LOT 4 AND 5 OF SAID AIRPORT COMMERCE PARK WEST PLAT 2, SAID NORTH LINE ALSO BEING THE SOUTH RIGHT-OF-WAY LINE OF PARK AVENUE AS IT IS PRESENTLY ESTABLISHED, TO A POINT ON SAID NORTH LINE OF SAID LOT 5; THENCE S00°32’39”W, 354.77 FEET TO A POINT ON THE SOUTH LINE OF SAID LOT 5; THENCE N89°29’52”W, 434.46 FEET ALONG SAID SOUTH LINE TO THE SOUTHWEST CORNER OF SAID LOT 4; SAID POINT ALSO BEING THE EAST LINE OF SAID PARCEL ‘C’; THENCE N00°32’39”E, 28.99 FEET TO A POINT; THENCE N89°29’24”, 398.62 FEET TO A POINT ON THE WEST LINE OF SAID PARCEL ‘C’, SAID LINE ALSO BEING THE EAST RIGHT-OF-WAY LINE OF SOUTHWEST 61ST STREET; THENCE N00°16’19”E, 325.84 FEET ALONG SAID WEST LINE TO POINT OF BEGINNING AND CONTAINING 6.53 ACRES MORE OR LESS; and

WHEREAS, on June 22, 2020, by Roll Call No. 20-1008, it was duly resolved by the City Council that the request for approval of the PUD Final Development Plan be set down for hearing on July 13, 2020 at 5:00 p.m., by electronic means to encourage and maintain social distancing to curb the spread of COVID19 in the community; 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

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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.

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 "Flex Warehouse on Park Avenue" are hereby overruled, and the hearing is closed.
2. The proposed PUD Final Development Plan "Flex Warehouse on Park Avenue", 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 Mandelbaum TO ADOPT.

FORM APPROVED:

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

(10-2020-7.109)

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. Frankha Cowrie