



**Roll Call Number**

20-1444

**Agenda Item Number**

36

Date . . . . . September 14, 2020 . . . . .

**RESOLUTION TO SET DATE OF HEARING TO REPEAL THE ORDINANCE ESTABLISHING THE SHERMAN HILL HISTORIC DISTRICT AND RE ENACT SAID DISTRICT TO ALIGN ITS BOUNDARIES WITH THE BOUNDARY OF THE SHERMAN HILL HISTORIC DISTRICT AS LISTED ON THE NATIONAL REGISTER OF HISTORIC PLACES**

**WHEREAS**, on January 25, 1979, Sherman Hill Historic District was entered in the National Register of Historic Places; and

**WHEREAS**, on October 4, 1982, by Roll Call number 82-4718, the City Council adopted Ordinance Number 10,219, establishing a local Sherman Hill Historic District and aligning its boundary with the boundary used in the National Register of Historic Places; and

**WHEREAS**, on March 7, 2012, the United States Department of the Interior National Park service accepted an amendment to the Sherman Hill Historic District resulting in an increase and decrease in the boundary of the District; and

**WHEREAS**, the Council, on July 15, 2019, by Council Communication number 19-319 and Roll Call number 19-1117, resolved to initiate the process for bringing the local Historic District Boundary into alignment with the amended national listing; and

**WHEREAS**, on January 15, 2020, the Historic Preservation Commission heard and considered this request, and voted 6-0 to forward a recommendation of approval of the realignment; and

**WHEREAS**, on February 6, 2020, the Plan and Zoning Commission heard and considered this request, and voted 11-0 to forward a recommendation of Approval to the City Council.

**WHEREAS**, the boundary of the property to be included in the Historic District established by the re-enactment is Legally Described as follows:

**Boundary Description:**

BEGINNING AT THE INTERSECTION OF THE CENTERLINE OF THE EAST/WEST ALLEY RIGHT OF WAY BETWEEN WOODLAND AVENUE AND HIGH STREET AND THE SOUTHERLY EXTENSION OF THE WEST LINE OF LOT 2, BLOCK A, WEST AND BURTON’S ADDITION TO DES MOINES, AN OFFICIAL PLAT; THENCE NORTH ALONG SAID SOUTHERLY EXTENSION AND ALONG THE WEST LINE OF SAID LOT 2 AND ALONG THE NORTHERLY EXTENSION OF SAID WEST LINE OF SAID LOT 2 TO THE CENTERLINE OF WOODLAND AVENUE RIGHT OF WAY; THENCE WEST ALONG SAID CENTERLINE OF WOODLAND AVENUE RIGHT OF WAY TO EAST RIGHT OF

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WAY LINE OF MARTIN LUTHER KING JR PARKWAY, SAID EAST RIGHT OF WAY ESTABLISHED BY PLAT OF SURVEY RECORDED IN BOOK 12736 PAGE 582 AT THE RECORDER'S OFFICE OF POLK COUNTY, IOWA; THENCE NORTH ALONG SAID EAST RIGHT OF WAY LINE OF MARTIN LUTHER KING JR PARKWAY TO THE CENTERLINE OF COTTAGE GROVE AVENUE RIGHT OF WAY; THENCE SOUTHEAST ALONG SAID CENTERLINE OF COTTAGE GROVE RIGHT OF WAY TO THE CENTERLINE OF 19<sup>TH</sup> STREET; THENCE NORTH ALONG SAID CENTERLINE OF 19<sup>TH</sup> STREET TO THE CENTERLINE OF OLIVE AVENUE RIGHT OF WAY; THENCE EAST ALONG SAID CENTERLINE OF OLIVE AVENUE RIGHT OF WAY TO THE SOUTHERLY EXTENSION OF THE EAST LINE OF VACATED 18<sup>TH</sup> STREET RIGHT OF WAY; THENCE NORTH ALONG SAID SOUTHERLY EXTENSION OF VACATED 18<sup>TH</sup> STREET RIGHT OF WAY AND CONTINUING ALONG SAID EAST LINE OF VACATED 18<sup>TH</sup> STREET RIGHT OF WAY TO THE NORTH LINE OF LOT 12, BLOCK 1, GLENDALE, AN OFFICIAL PLAT; THENCE EAST ALONG SAID NORTH LINE OF SAID LOT 12 AND CONTINUING ALONG THE EASTERLY EXTENSION OF SAID NORTH LINE OF SAID LOT 12 TO THE CENTERLINE OF THE NORTH/SOUTH ALLEY RIGHT OF WAY IN SAID BLOCK 1; THENCE SOUTH ALONG SAID CENTERLINE OF THE NORTH/SOUTH ALLEY RIGHT OF WAY IN SAID BLOCK 1 AND ITS SOUTHERLY EXTENSION TO THE CENTERLINE OF OLIVE AVENUE RIGHT OF WAY; THENCE EAST ALONG SAID CENTERLINE OF OLIVE AVENUE RIGHT OF WAY TO THE CENTERLINE OF 17<sup>TH</sup> STREET RIGHT OF WAY; THENCE SOUTH ALONG SAID CENTERLINE OF 17<sup>TH</sup> STREET RIGHT OF WAY TO THE CENTERLINE OF CROCKER STREET RIGHT OF WAY; THENCE EAST ALONG SAID CENTERLINE OF CROCKER STREET RIGHT OF WAY TO ITS INTERSECTION WITH THE CENTERLINE OF 15<sup>TH</sup> STREET RIGHT OF WAY; THENCE SOUTHERLY ALONG SAID CENTERLINE OF 15<sup>TH</sup> STREET RIGHT OF WAY TO ITS INTERSECTION WITH THE EASTERLY EXTENSION OF THE CENTERLINE OF THE EAST/WEST ALLEY RIGHT OF WAY BETWEEN WOODLAND AVENUE AND HIGH STREET; THENCE WEST ALONG SAID CENTERLINE OF SAID EAST/WEST ALLEY RIGHT OF WAY BETWEEN WOODLAND AVENUE AND HIGH STREET TO THE POINT OF BEGINNING; ALL NOW INCLUDED IN AND 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.



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- That the City Council consider approving the application for the repeal and re-amendment to the boundaries of the Sherman Hills Historic District at a hearing to be held at 5:00 p.m. on October 5, 2020, by electronic means to encourage and maintain social distancing to curb the spread of COVID19 in the community, without public access to the meeting location, at which time the City Council will hear both those who oppose and those who favor the proposal.
- 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 required in Iowa Codes Sections 362.3 and Section 386.3(4).

MOVED by Gatto to adopt.

FORM APPROVED:

Judy K. Parks-Kruse  
Judy K. Parks-Kruse, Assistant City Attorney

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

MOTION CARRIED

APPROVED

J. M. Franklin 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