



Roll Call Number

21-0190

Agenda Item Number

22

Date February 8, 2021

RESOLUTION SETTING HEARING ON REQUEST FROM THE CITY OF DES MOINES (OWNER) TO AMEND PLANDSM FUTURE LAND USE DESIGNATION AND TO REZONE PROPERTY LOCATED AT 1501 HARRIET STREET

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on January 21, 2021, its members voted 14-0 in support of a motion to recommend APPROVAL of a request from the City of Des Moines (Owner), represented by Pamela Cooksey (Assistant City Manager), to amend the PlanDSM: Creating Our Tomorrow future land use designation for real property locally known as 1501 Harriet Street ("Property") from Industrial to Park and Open Space to allow rezoning to 'P2' Public, Civic, and Institutional District to allow the property to be developed with public recreation area use; and

WHEREAS, the City Plan and Zoning Commission has further advised that at a public hearing held on January 21, 2021, its members voted 14-0 in support of a motion to recommend APPROVAL of a request from the City of Des Moines (Owner), represented by Pamela Cooksey (Assistant City Manager), to rezone the Property from 'I1' Industrial District to 'P2' Neighborhood Public, Civic, and Institutional District for the above-stated purpose; and

WHEREAS, the Property is legally described as follows:

A PARCEL OF LAND LOCATED IN THE NORTHWEST QUARTER (NW 1/4) OF SECTION 11, TOWNSHIP 78, RANGE 24 WEST OF THE 5TH P.M., POLK COUNTY, IOWA, AND IN PART OR ALL OF LOTS 76, 77, 78, 79, 80 AND 81, T.M. WALKER'S ADDITION, NOW IN THE CITY OF DES MOINES, IOWA MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT A POINT 17.86 FEET WEST OF THE NORTHWEST CORNER OF LOT 77, TM WALKER'S ADDITION, AN OFFICIAL PLAT, NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES; THENCE ALONG THE SOUTH LINE OF HARRIET STREET RIGHT OF WAY, SOUTH 89° 43' 27" EAST FOR A DISTANCE OF 158.58 FEET; THENCE ALONG A 145.20 FOOT NON-TANGENTIAL CURVE TURNING TO THE RIGHT THROUGH AN ANGLE OF 44° 28' 22", HAVING A RADIUS OF 187.06 FEET, AND WHOSE LONG CHORD BEARS SOUTH 30° 36' 25" EAST FOR A DISTANCE OF 141.58 FEET; THENCE SOUTH 08° 25' 27" EAST FOR A DISTANCE OF 221.23 FEET; THENCE ALONG A 117.95 FOOT CURVE TURNING TO THE LEFT THROUGH AN ANGLE OF 80° 06' 10", HAVING A RADIUS OF 84.37 FEET, AND WHOSE LONG CHORD BEARS SOUTH 48° 28' 32" EAST FOR A DISTANCE OF 108.58 FEET TO A POINT OF INTERSECTION WITH A NON-TANGENTIAL LINE; THENCE SOUTH 00° 05' 09" WEST FOR A DISTANCE OF 48.33 FEET; THENCE NORTH 89° 54' 51" WEST FOR A DISTANCE OF 291.80 FEET; THENCE NORTH 00° 09' 18" EAST FOR A DISTANCE OF 215.47 FEET; THENCE



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NORTH 22° 47' 00" WEST FOR A DISTANCE OF 137.06 FEET; THENCE NORTH 00° 00' 00" EAST A DISTANCE OF 119.51 FEET TO THE POINT OF BEGINNING. TRACT CONTAINS 2.33 ACRES AND IS SUBJECT TO ALL EASEMENTS OF RECORD.

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 rezoning 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 February 22, 2021, 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.
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.

MOVED BY Gatto TO ADOPT.

FORM APPROVED: Judy K. Parks-Kruse
Assistant City Attorney

(21-2020-4.31)
(ZON2020-00163)

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, BOESEN, GATTO, GRAY, MANDELBAUM, VOSS, WESTERGAARD, and TOTAL (7).

MOTION CARRIED 7 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