



Roll Call Number

21-0925

Agenda Item Number

74

Date June 14, 2021 - Reconvened on June 16, 2021

RESOLUTION HOLDING HEARING ON REQUEST FROM UNIVERSITY AVENUE STORAGE, LLC TO AMEND PLANDSM FUTURE LAND USE DESIGNATION AND TO REZONE PROPERTY LOCATED AT 1960 CLAYPOOL STREET

WHEREAS, on May 24, 2021, by Roll Call No. 21-0775, the City Council received a communication from the City Plan and Zoning Commission advising that at a public hearing held on May 6, 2021, its members voted 12-0 in support of a motion to recommend **APPROVAL** of a request from University Avenue Storage, LLC (owner), represented by Will Matthews (officer), to amend the PlanDSM: Creating Our Tomorrow future land use designation for real property locally known as 1960 Claypool Street (“Property”) from Business Park to Industrial, to allow rezoning to I1 Industrial District and redevelopment of the Property with expansion of the existing self-service storage located on adjacent properties; and

WHEREAS, the City Plan and Zoning Commission has further advised that at a public hearing held on May 6, 2021, its members voted 12-0 in support of a motion to recommend **APPROVAL** of a request from University Avenue Storage, LLC (owner), represented by Will Matthews (officer), to rezone the Property from RX1 Mixed Use District to I1 Industrial District for the above-stated purpose; and

WHEREAS, on May 24, 2021, by Roll Call No. 21-0775, it was duly resolved by the City Council that the request to amend PlanDSM and to rezone the Property be set down for hearing on June 14, 2021 at 5:00 P.M., in the Council Chambers; 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 PlanDSM and proposed rezoning; and

WHEREAS, in accordance with said notice, those interested in said proposed amendment to PlanDSM and proposed rezoning, both for and against, have been given opportunity to be heard with respect thereto and have presented their views to the City Council; and

WHEREAS, the Legal Department has prepared an amendment to the Zoning Ordinance of the City of Des Moines to rezone the Property locally known as 1960 Claypool Street, legally described as:

LOT 14 IN BLOCK 6 IN SUNNYSIDE ADDITION, AN OFFICIAL PLAT, NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA

from RX1 Mixed Use District to I1 Industrial District for redevelopment of the Property with expansion of the existing self-service storage located on adjacent properties.



Roll Call Number

21-0925

Agenda Item Number

74

Date June 14, 2021

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 amendment to PlanDSM and proposed rezoning of the Property to I1 Industrial District are hereby overruled, and the hearing is closed.
2. The proposed amendment to PlanDSM: Creating Our Tomorrow Plan to revise the future land use classification for the Property from Business Park to Industrial is hereby approved.
3. The proposed rezoning of the Property, as legally described above, to I1 Industrial District, is hereby found to be in conformance with the PlanDSM: Creating Our Tomorrow Land Use Plan and is approved, subject to final passage of an ordinance rezoning the Property as set forth herein.

MOVED BY Gatto TO ADOPT.

FORM APPROVED:

/s/ Glenna K. Frank

Glenna K. Frank
Assistant City Attorney

(21-2021-4.11)
(ZON2021-00034)

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

MOTION CARRIED

APPROVED

J. M. Franklin Cousins
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