



Roll Call Number

21-1913

Agenda Item Number

30

Date December 20, 2021

RESOLUTION SETTING HEARING ON REQUEST FROM EMPLOYERS MUTUAL CASUALTY COMPANY TO AMEND PLANDSM: CREATING OUR TOMORROW FUTURE LAND USE DESIGNATION AND TO REZONE PROPERTY AT 701 WALNUT STREET

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on October 21, 2021, its members voted 9-0 in support of a motion to recommend **APPROVAL** of a request from Employers Mutual Casualty Company (Owner), represented by Cindy McCauley (officer), to amend the PlanDSM: Creating Our Tomorrow future land use designation for real property locally known as 701 Walnut Street (“Property”) from Downtown Mixed Use to Park/Open Space to allow rezoning to ‘P2’ Public, Civic and Institutional District, to allow development of a Public Recreation Area use; and

WHEREAS, the City Plan and Zoning Commission has further advised that at a public hearing held on October 21, 2021, its members voted 9-0 in support of a motion to recommend **APPROVAL** of a request from Employers Mutual Insurance Company (Owner), represented by Cindy McCauley (officer), to rezone the Property from ‘DX1’ Downtown District to ‘P2’ Public, Civic and Institutional District for the above-stated purpose; and

WHEREAS, the City Council will be asked to consider approval of a lease agreement with Employers Mutual Casualty Company for the proposed use of the Property precedent to rezoning the property; and

WHEREAS, the Property is legally described as follows:

THAT PART OF LOTS 5 AND 6 IN BLOCK 1, FORT DES MOINES, AN OFFICIAL PLAT, NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA BEING MORE PARTICULARLY DESCRIBED AS PARCEL 2016-117 ON THE PLAT OF SURVEY FILED MAY 17, 2016 IN BOOK 16005, PAGE 315 IN THE POLK COUNTY RECORDER’S OFFICE.

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 PlanDSM: Creating Our Tomorrow 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 January 10, 2022, at the Council Chambers, City Hall, 400 Robert D. Ray Drive, Des Moines, Iowa.
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.



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MOVED BY Boesen TO ADOPT.

APPROVED AS TO FORM:

Judy K. Parks-Kruse

Judy K. Parks-Kruse
Assistant City Attorney

(ZONG-2021-000030; ZONG-2021-000031)

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