



Roll Call Number

22-0322

Agenda Item Number

32

Date March 7, 2022

RESOLUTION SETTING HEARING ON REQUEST FROM WENDY STEFFES AND DAVE STEFFES TO AMEND PLANDSM FUTURE LAND USE DESIGNATION AND TO REZONE PROPERTY LOCATED AT 514 FOSTER DRIVE

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on February 17, 2022, its members voted 12-0 in support of a motion to recommend **APPROVAL** of a request from Wendy Steffes and Dave Steffes (owners) to amend the PlanDSM: Creating Our Tomorrow future land use designation for real property locally known as 514 Foster Drive (“Property”) from Parks and Open Space to Low Density Residential to allow rezoning to Limited ‘N1a’ Neighborhood District to allow this to be combined with the adjacent parcel for the construction of a cabana; and

WHEREAS, the City Plan and Zoning Commission has further advised that at a public hearing held on February 17, 2022, its members voted 12-0 in support of a motion to recommend **APPROVAL** of a request from Wendy Steffes and Dave Steffes (owners) to rezone the Property from ‘P2’ Public, Civic and Institutional District to Limited ‘N1a’ Neighborhood District for the above-stated purpose, subject to provision of the following setbacks for any primary or accessory building:

1. A minimum of 17 feet from the north property line; and
2. A minimum of 32 feet from the west property line; and

WHEREAS, the Property is legally described as follows:

A PART OF THE WEST 1/2 OF THE SOUTHEAST 1/4 OF SECTION 12, TOWNSHIP 78 NORTH, RANGE 25 WEST OF THE 5TH P.M., NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA AND DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER LOT 34, LINDEN HEIGHTS, AN OFFICIAL PLAT, NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA; THENCE NORTH 87°(DEGREES) 59'(MINUTES) 18"(SECONDS) WEST ALONG THE NORTH LINE OF SAID LOT 34, A DISTANCE OF 250.14 FEET; THENCE NORTH 0°03'50" EAST, 30.02 FEET; THENCE SOUTH 87°59'18" EAST, 250.14 FEET; THENCE SOUTH 0°03'50" WEST, 30.02 FEET TO THE POINT OF BEGINNING AND CONTAINING 0.17 ACRES (7504 SQ. FT.)

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 rezoning is to be considered, and at which time the City Council will hear both those who oppose and those who favor the proposal, shall be held



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at City Hall, 400 Robert D. Ray Drive, Des Moines, Iowa, at 5:00 p.m. on March 21, 2022, at which time the City Council will hear both those who oppose and those who favor the proposals.

- 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.

MOVED BY Gatto TO ADOPT- SECOND BY Boesen

FORM APPROVED:

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

(ZON2022-000010; ZON2022-000005)

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
BOESEN	✓			
GATTO	✓			
SHEUMAKER	✓			
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