

**CITY OF WEST DES MOINES  
PLAN AND ZONING COMMISSION COMMUNICATION**

**Meeting Date:** February 25, 2019

**Item:** Steak N Shake, 815 S. 51st Street – Approval of Site Plan to Construct a 3,412 sq. ft. Restaurant with Drive-Thru – Steak N Shake Iowa LLC. – SP-004163-2018

**Requested Action:** Recommend Approval of Site Plan

**Case Advisor:** Kara V. Tragesser, AICP *KAT*

**Applicant's Request:** The applicant, Steak N Shake Iowa LLC, with permission of the property owner, Woodside Business Park LLC, is requesting approval of a site plan to construct a 3,412 sq. ft. restaurant with drive-thru at 815 S. 51<sup>st</sup> Street (see Attachments B – Location Map, Attachment C – Site Plan, and Attachment D – Elevations).

**History:** The property is undeveloped and is a part of the Wirtz Unit Development within planning Parcel C. Parcel C is zoned for Support Commercial uses. The PUD specifically allows one stand-alone fast food eating place with drive-through in Parcel C.

**City Council Subcommittee:** This project was presented to Development and Planning Subcommittee on December 10, 2018. The Subcommittee is supportive of the project.

**Staff Review and Comment:** This request was distributed to other City departments and other agencies for their review and comment. There are no outstanding issues.

**Citizen Comment:** During the public hearing process for an amendment to the Wirtz Planned Unit Development ordinance, staff received correspondence from a property owner. A copy of that correspondence is included as Attachment D. The amendment clarified the PUD Parcel C boundary and allowed for a shared interstate sign. As the correspondence also included comments related to site plans, it has been attached for the Commission's consideration.

**Comprehensive Plan Consistency:** The project has been reviewed for consistency with the Comprehensive Plan. Based upon that review, a finding has been made that the proposed project is consistent with the Comprehensive Plan in that the project is consistent with all of the goals and policies of the Comprehensive Plan and the land use map of the Comprehensive Plan.

**Findings:** This proposed project was distributed to various city departments for review and comment. Based upon that review, the following findings have been made on the proposed project:

1. The proposed development and use is consistent with the West Des Moines Comprehensive Plan in that the project has been reviewed for consistency with the Comprehensive Plan. Based upon that review, a finding has been made that the proposed project is consistent with the Comprehensive Plan in that the project is consistent with all of the goals and policies of the Comprehensive Plan.
2. The proposed development and use does assure compatibility of property uses within the zone and general area in that this project was reviewed by various City Departments for compliance with the Zoning Ordinance.
3. All applicable standards and conditions have been imposed which protects the public health, safety and welfare in that this project was reviewed by various City Departments and public agencies for compliance with the various state and local regulations. Based upon that review a finding is made that the project has been adequately conditioned to protect the health, welfare and safety of the community.
4. There is adequate on-site and off-site public infrastructure to support the proposed development in that this project was reviewed by various public agencies and City Departments and public utilities to ensure that either the petitioner will construct or the project has been conditioned to construct adequate public infrastructure to serve the development.

5. The proposed development and use has met the requirements contained in the City Code in that this project was reviewed by various City Departments and the project has complied with or has been conditioned to comply with all City Code requirements.
6. The proposed development and use is in keeping with the scale and nature of the surrounding neighborhood in that the proposed project is consistent with the zoning designation and Comprehensive Plan which designates this site as suitable for development such as that proposed by this project.

**Staff Recommendations and Conditions of Approval:** Based upon the preceding review and a finding of consistency with the Comprehensive Plan, staff recommends that the Plan and Zoning Commission adopt a resolution approving the site plan to construct a 3,412 sq. ft. restaurant with drive-through, subject to the applicant meeting all City Code requirements and the following:

1. Provide final site plan drawings prior to obtaining a building permit.

**Owner:** Woodside Business Park LLC  
PO Box 187  
Ankeny IA 50021

**Applicant:** Ryan Winter  
Steak N Shake Iowa LLC  
4213 Fleur Drive, Suite 10  
Des Moines IA 50321

**Applicant Representative:** Josh Trygstad  
Civil Design Advantage  
2405 SE Crossroads Drive  
Grimes IA 50111  
515-369-4400

**Attachments:**

Attachment A	-	Plan and Zoning Commission Resolution
		Exhibit A – Conditions of Approval
Attachment B	-	Location Map
Attachment C	-	Site Plan
Attachment D	-	Elevations
Attachment E	-	Citizen Comment

RESOLUTION NO. PZC *~19-018*

**A RESOLUTION OF THE PLAN AND ZONING COMMISSION OF THE CITY OF WEST DES MOINES, RECOMMENDING TO THE CITY COUNCIL THAT IT APPROVE THE STEAK N SHAKE SITE PLAN (SP-004163-2018) TO CONSTRUCT A 3,412 SQ. FT. RESTAURANT WITH DRIVE THROUGH AT 815 S. 50<sup>TH</sup> STRETT**

**WHEREAS**, pursuant to the provisions of Title 9, Chapter 1 et seq, of the West Des Moines Municipal Code, the applicant, Steak N Shake Iowa LLC, with permission from the property owner, Woodside Business Park LLC, has requested approval for a Site Plan (SP-004163-2018) to construct a 3,412 sq. ft. restaurant with drive-through at 815 S. 59<sup>th</sup> Street; and

**WHEREAS**, studies and investigations were made, and staff reports and recommendations were submitted which is made a part of this record and herein incorporated by reference; and

**WHEREAS**, on February 25, 2019, this Commission held a duly-noticed public meeting to consider the application for a Site Plan.

**NOW, THEREFORE, THE PLAN AND ZONING COMMISSION OF THE CITY OF WEST DES MOINES DOES RESOLVE AS FOLLOWS:**

SECTION 1. The findings, for approval, in the staff report, February 25, 2019, or as amended orally at the Plan and Zoning Commission meeting, are adopted.

SECTION 2. The Site plan to construct a 3,412 sq. ft. restaurant with drive-through is recommended to the City Council for approval, subject to compliance with all the conditions in the staff report including conditions added at the meeting and attached hereto as Exhibit "A". Violation of any such conditions shall be grounds for revocation of the permit, as well as any other remedy which is available to the City.

PASSED AND ADOPTED on February 25, 2019.

\_\_\_\_\_  
Craig Erickson, Chair  
Plan and Zoning Commission

ATTEST:

\_\_\_\_\_  
Recording Secretary

I HEREBY CERTIFY that the foregoing resolution was duly adopted by the Plan and Zoning Commission of the City of West Des Moines, Iowa, at a regular meeting held on February 25, 2019.

AYES:  
NAYS:  
ABSTENTIONS:  
ABSENT:

ATTEST:

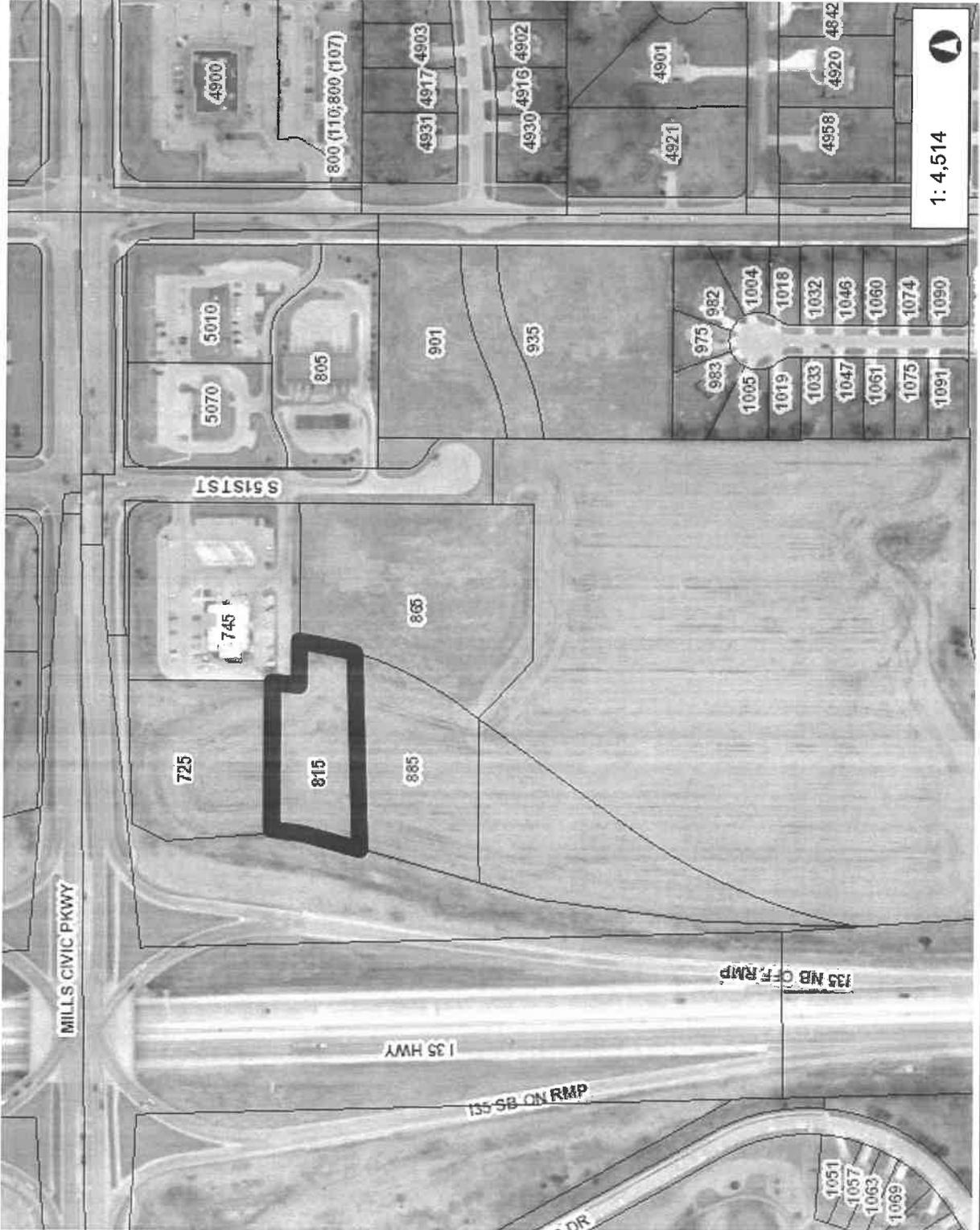
\_\_\_\_\_  
Recording Secretary

**EXHIBIT A**  
**CONDITIONS OF APPROVAL**

1. Provide final site plan drawings prior to obtaining a building permit.



# Steak N Shake 815 S. 50th Street



1: 4,514



Disclaimer: The City of West Des Moines makes no warranties regarding the accuracy or completeness of the data provided herein.

THIS MAP IS NOT TO BE USED FOR NAVIGATION

**Legend**

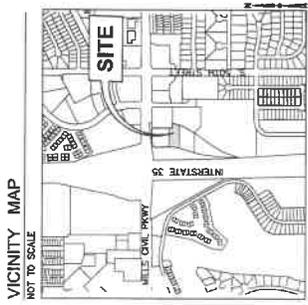
- Addresses
- Corporate Limits
- Parcels



# SITE PLAN FOR: Steak 'n Shake

WEST DES MOINES, IOWA  
INDEX OF SHEETS

NO.	DESCRIPTION
1.0	COVER SHEET
2.0	DIMENSION PLAN
3.0	GRADING PLAN
3.1	AS-BUILT DETENTION BASIN (FOR REFERENCE ONLY, PREVIOUSLY APPROVED 07/17/17)
4.0	UTILITY PLAN
5.0	LANDSCAPE PLAN
6.0	DETAILS



VICINITY MAP  
NOT TO SCALE

**LEGAL DESCRIPTION**  
LOT 2 WRTZ COMMERCIAL PARK PLAT 5, AN OFFICIAL  
PLAN IN THE CITY OF WEST DES MOINES, POLK  
COUNTY, IOWA, INCLUDING 1.26 ACRES (54,770 SF)

**RECIPROCAL EASEMENT  
AGREEMENT WITH COVENANTS**  
BOOK: 16923  
PAGE: 136

**ZONING**  
EXISTING: WRTZ PROPERTY PID - SUPPORT COMMERCIAL  
PROPOSED: WRTZ PROPERTY PID - SUPPORT COMMERCIAL

**PROJECT SITE ADDRESS**  
815 S 3RD STREET

**COMPREHENSIVE PLAN LAND USE**  
EXISTING: SUPPORT COMMERCIAL  
PROPOSED: SUPPORT COMMERCIAL

**DEVELOPMENT SUMMARY**  
AREAL: 1.26 ACRES (54,770 SF)

**SETBACKS:**  
FRONT: 30'  
REAR: 30'

**DEVELOPMENT:**  
TOTAL SITE = 54,770 SF  
SIGNALS = 1,987 SF  
SEASIDE PAVING = 28,428 SF  
OPEN SPACE PROVIDED = 21,830 SF (40%)  
UNBERMUSSED AREA = 34,707 SF (63%)

**WARNING:**  
11 SPACES FOR 100 SF OF USE PER  
5 OF WHICH SHALL BE DESIGNATED FOR ORDER STATION.

**TOTAL REQUIRED** = 42  
**TOTAL PROVIDED** = 42

**DATE OF SURVEY**  
SEPTEMBER 2, 2015

**BENCHMARKS**

- WEST DES MOINES STANDARD CITY BENCHMARK  
FLEXA SOUTH OF CENTERLINE OF PHEASANT  
PARWAY, 1.5 FEET SOUTH OF EAST/WEST  
PROPERTY CORNER OF SOUTH SIDE OF INTEREST  
STREET, 4 FEET WEST OF POWER POLE,  
ELEVATION=66179.76
- WEST DES MOINES STANDARD CITY BENCHMARK  
AT THE INTERSECTION OF SOUTH 80TH STREET AND MILLS CIVIC  
PARKWAY, 1.5 FEET SOUTH OF EAST/WEST  
PROPERTY CORNER OF SOUTH SIDE OF INTEREST  
DUE NORTH OF CORNER IN PAYMENT OF WEST  
BOUND LINE OF MILLS CIVIC PARKWAY,  
ELEVATION=66179.76

**CONSTRUCTION SCHEDULE**  
START DATE = MARCH 2019  
ANTICIPATED FINISH DATE = AUGUST 2019

**OWNER OF RECORD**  
WINDSOR BUSINESS PARK LLC  
1000 WINDSOR DRIVE  
ANNEX B, IA 50021

**APPLICANT**  
STEAK 'N SHAKE IOWA LLC  
4274 FLORA DRIVE, SUITE 10  
WEST DES MOINES, IA 50312  
CONTACT: RYAN WINTER

**ENGINEER**  
CIVIL DESIGN ADVANTAGE, LLC  
3405 SE CROSSROADS DR, SUITE 0  
GRIMES, IOWA 50111  
PH: (515) 389-4400  
CONTACT: JOSH TRYKSTAD (JTRYKSTAD@CDA-ENG.COM)

**SURVEYOR**  
CIVIL DESIGN ADVANTAGE, LLC  
3405 SE CROSSROADS DR, SUITE 0  
GRIMES, IOWA 50111  
PH: (515) 389-4400

**SUBMITTAL DATES**  
-SITE PLAN SUBMITTAL TO CITY #1: 12/05/18  
-SITE PLAN SUBMITTAL TO CITY #2: 07/17/19  
-SITE PLAN SUBMITTAL TO CITY #3: 02/15/19

**GENERAL LEGEND**

PROPOSED	EXISTING
PROJECT BOUNDARY	SANITARY MANHOLE
LOT LINE	WATER VALVE BOX
SECTION LINE	FIRE HYDRANT
CENTER LINE	WATER CURB STOP
PROPERTY LINE	WELL
PERMANENT EASEMENT	STORM SEWER MANHOLE
TEMPORARY EASEMENT	STORM SEWER SINGLE INTAKE
TYPE SW-501 STORM INTAKE	STORM SEWER DOUBLE INTAKE
TYPE SW-603 STORM INTAKE	FLARED END SECTION
TYPE SW-606 STORM INTAKE	ROOF DRAIN/DOWNSPOUT
TYPE SW-508 STORM INTAKE	CONCRETE TREE
TYPE SW-513 STORM INTAKE	CONCRETE TREE
TYPE SW-401 STORM MANHOLE	CONCRETE TREE
TYPE SW-402 STORM MANHOLE	ELECTRIC POWER POLE
TYPE SW-301 SANITARY MANHOLE	GUY ANCHOR
TYPE SW-301 SANITARY MANHOLE	STREET LIGHT
STORM/SANITARY CLEANOUT	UTILITY POLE W/ LIGHT
WATER VALVE	ELECTRIC BOX
FIRE HYDRANT ASSEMBLY	ELECTRIC TRANSFORMER
DETECTABLE WARNING PANEL	ELECTRIC MANHOLE OR VAULT
STORM SEWER STRUCTURE NO.	TRAFFIC SIGN
STORM SEWER PIPE NO.	TELEPHONE JUNCTION BOX
SANITARY SEWER STRUCTURE NO.	TELEPHONE POLE
SANITARY SEWER PIPE NO.	VALVE BOX
SANITARY SEWER WITH SIZE	CABLE TV MANHOLE/VAULT
SANITARY SERVICE	MAIL BOX
STORM SEWER	BENCHMARK
WATERMAIN WITH SIZE	SOIL BORING
WATER SERVICE	UNDERGROUND TV CABLE
SAWTOOTH (FULL DEPTH)	GAS MAIN
SILT FENCE	FIBER OPTIC
	UNDERGROUND TELEPHONE
	OVERHEAD ELECTRIC
	UNDERGROUND ELECTRIC
	FIELD TILE
	SANITARY SEWER W/ SIZE
	STORM SEWER W/ SIZE
	WATER MAIN W/ SIZE

**GENERAL LEGEND**

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	OVERHEAD ELECTRIC
	UNDERGROUND ELECTRIC
	FIELD TILE
	SANITARY SEWER W/ SIZE
	STORM SEWER W/ SIZE
	WATER MAIN W/ SIZE

REFER TO GEOTECHNICAL REPORT FOR GEOTECHNICAL REQUIREMENTS.

THE PROJECT REQUIRES AN IOWA TORRES PERMIT AND CITY OF WEST DES MOINES GRADING PERMIT. CIVIL DESIGN ADVANTAGE WILL PROVIDE THE PERMITS AND THE INITIAL STORM WATER POLLUTION PREVENTION PLAN (SWPPP) FOR THE PROJECT. CIVIL DESIGN ADVANTAGE WILL BE RESPONSIBLE FOR OBTAINING THE PERMITS AND THE SWPPP THROUGHOUT CONSTRUCTION AND MEETING LOCAL, STATE AND FEDERAL REQUIREMENTS.

ITEMS ARE PROHIBITED ON PUBLIC STREETS OR WITHIN THE PUBLIC R.O.W.

THE MOST RECENT EDITION OF THE WEST DES MOINES STANDARD SPECIFICATIONS FOR CONSTRUCTION SHALL APPLY TO ALL WORK ON THIS PROJECT UNLESS OTHERWISE NOTED.

THIS DESIGN SPECIFICALLY PREPARED FOR USE AT THE LOCATION SHOWN. USE IN ANY OTHER LOCATION IS AT THE USER'S INTENDED PURPOSE OF THESE DRAWINGS AND ANY ACCOMPANYING SPECIFICATIONS.

I HEREBY CERTIFY THAT THE ENGINEERING DOCUMENT WAS PREPARED BY ME OR UNDER MY DIRECT PERSONAL SUPERVISION AND THAT I AM A LICENSED PROFESSIONAL ENGINEER UNDER THE LAWS OF THE STATE OF IOWA.

**PROFESSIONAL ENGINEER**  
CIVIL DESIGN ADVANTAGE, LLC  
JOSH TRYKSTAD

DATE: 12/05/18  
SCALE: AS SHOWN  
PROJECT NO: 1811608

**IOWA ONE CALL**  
www.iowaonecall.com | 1-800-292-8989

**UTILITY WARNING**  
ANY UTILITIES SHOWN HAVE BEEN LOCATED FROM FIELD SURVEY. CIVIL DESIGN ADVANTAGE MAKES NO GUARANTEE THAT THE UTILITIES SHOWN COMPRISE ALL THE UTILITIES IN THE AREA. EITHER CIVIL DESIGN ADVANTAGE OR THE USER OF THESE DRAWINGS DOES NOT WARRANT THAT THE UTILITIES SHOWN ARE IN THE EXACT LOCATION SHOWN.

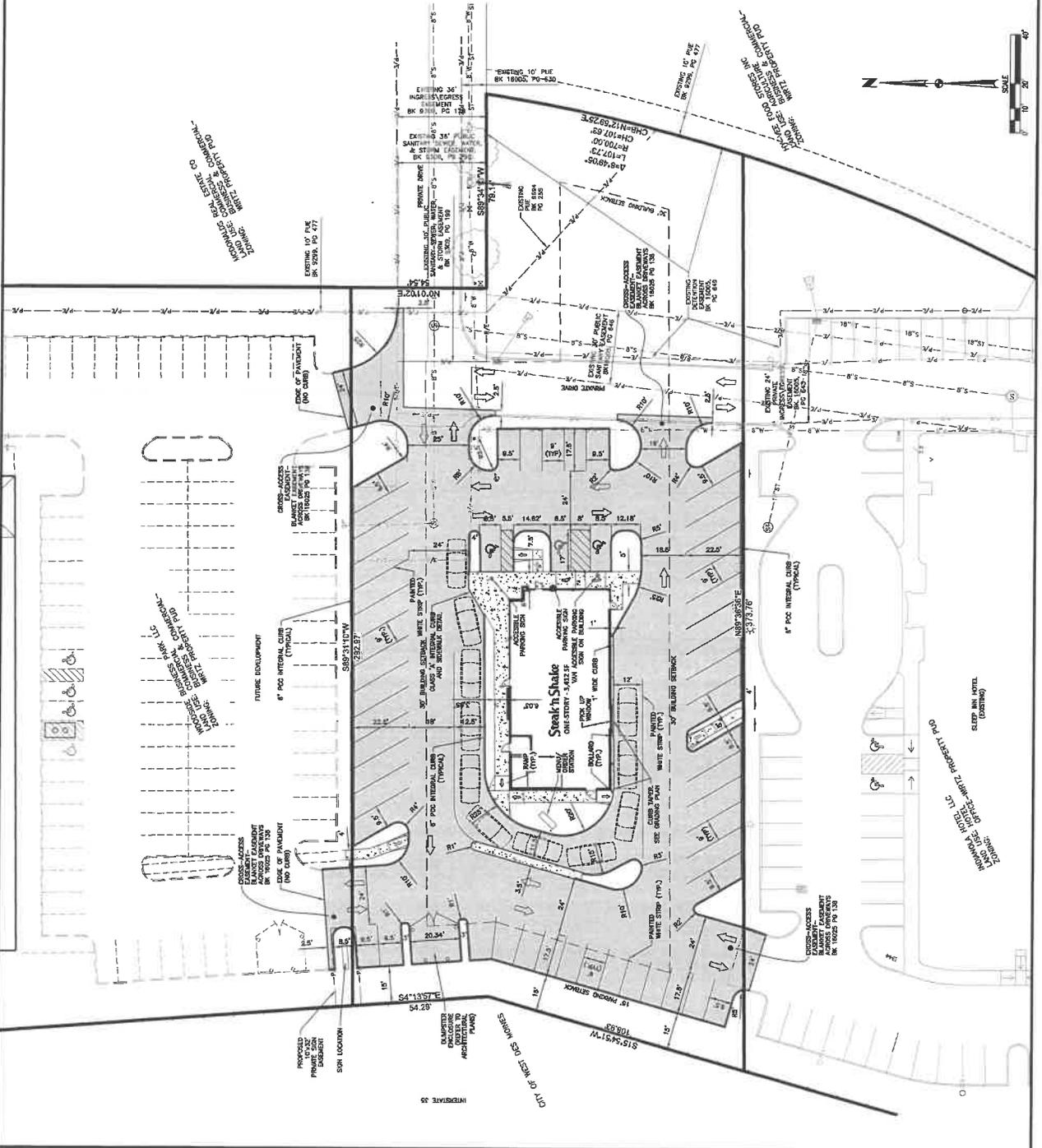


**CIVIL DESIGN ADVANTAGE**  
3405 SE CROSSROADS DR, SUITE 0, GRIMES, IOWA 50111  
PH: (515) 389-4400 Fax: (515) 389-4410  
PROJECT NO. 1811608

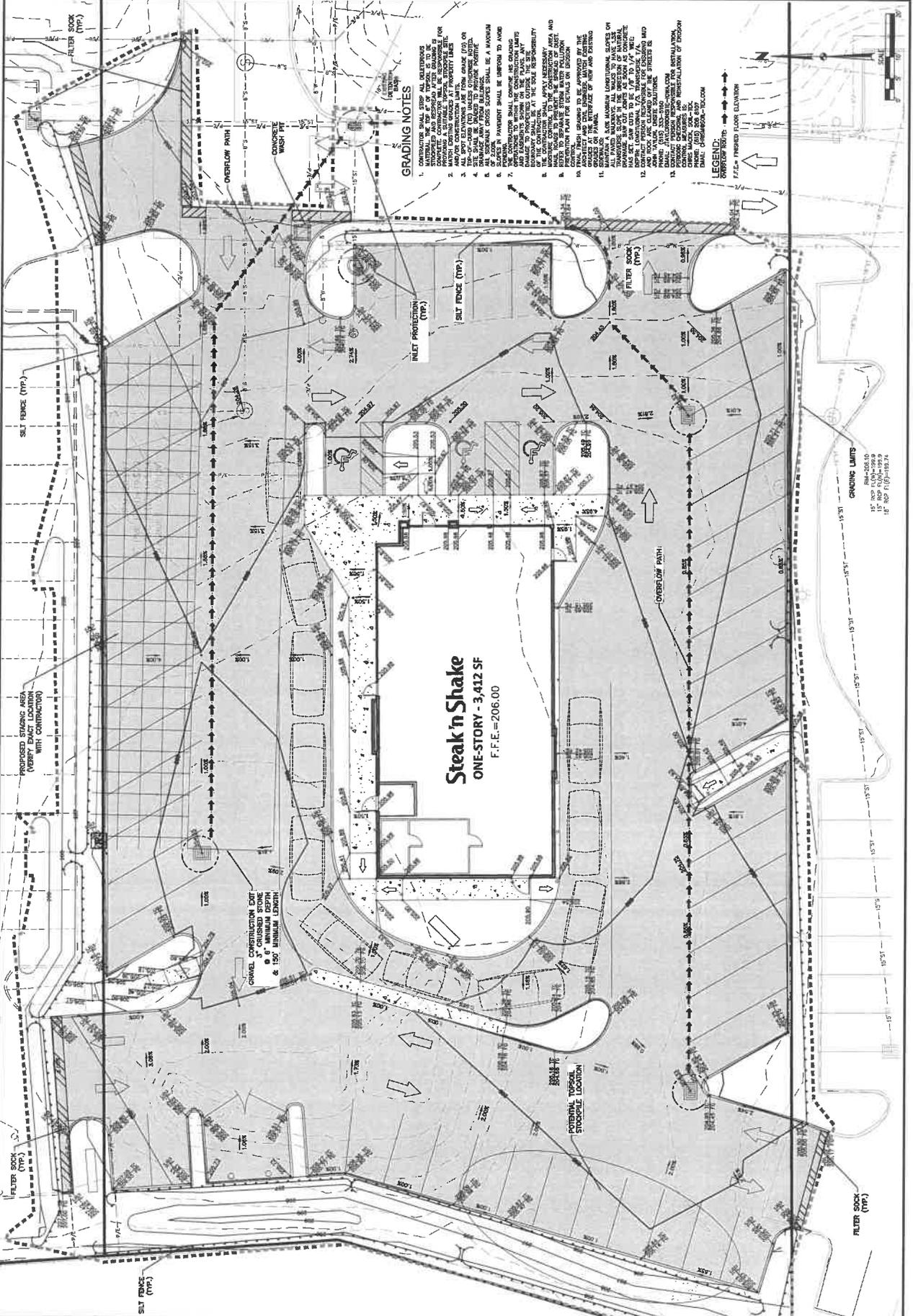
- ### GENERAL NOTES
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- ### TRAFFIC CONTROL NOTES
1. CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM THE IOWA DEPARTMENT OF TRANSPORTATION AND THE IOWA DEPARTMENT OF PUBLIC SAFETY.
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- ### NOTES
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DATE	
REVISIONS	
SITE PLAN SUBMITTAL #2	
SITE PLAN SUBMITTAL #1	



GRADING NOTES

1. CONTRACTOR SHALL STOP ALL OPERATIONS IMMEDIATELY IN THE EVENT OF ANY SIGNIFICANT ADVERSE WEATHER CONDITIONS AND RESUME WORK ONLY WHEN CONDITIONS ARE FAVORABLE AND ADEQUATE PROTECTION HAS BEEN PROVIDED TO PREVENT DAMAGE TO THE PROJECT.
2. ANY AND ALL CONSTRUCTION SHALL BE IN ACCORDANCE WITH THE IOWA DEPARTMENT OF TRANSPORTATION (DOT) SPECIFICATIONS FOR ROADWAY CONSTRUCTION.
3. TOP-OF-ROAD (T.O.R.) UNLESS OTHERWISE NOTED, SHALL BE AS SHOWN ON THIS PLAN.
4. DRAINAGE SHALL BE TO THE STREET OR TO THE NEAREST WATERWAY.
5. ALL DRAINAGE STRUCTURES SHALL BE A MINIMUM OF 2.0% SLOPE.
6. ALL DRAINAGE STRUCTURES SHALL BE IN ACCORDANCE WITH THE IOWA DEPARTMENT OF TRANSPORTATION (DOT) SPECIFICATIONS FOR ROADWAY CONSTRUCTION.
7. ALL DRAINAGE STRUCTURES SHALL BE IN ACCORDANCE WITH THE IOWA DEPARTMENT OF TRANSPORTATION (DOT) SPECIFICATIONS FOR ROADWAY CONSTRUCTION.
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LEGEND



GRADING LIMITS  
15' NEAR EXISTING  
15' NEAR EXISTING  
15' NEAR EXISTING

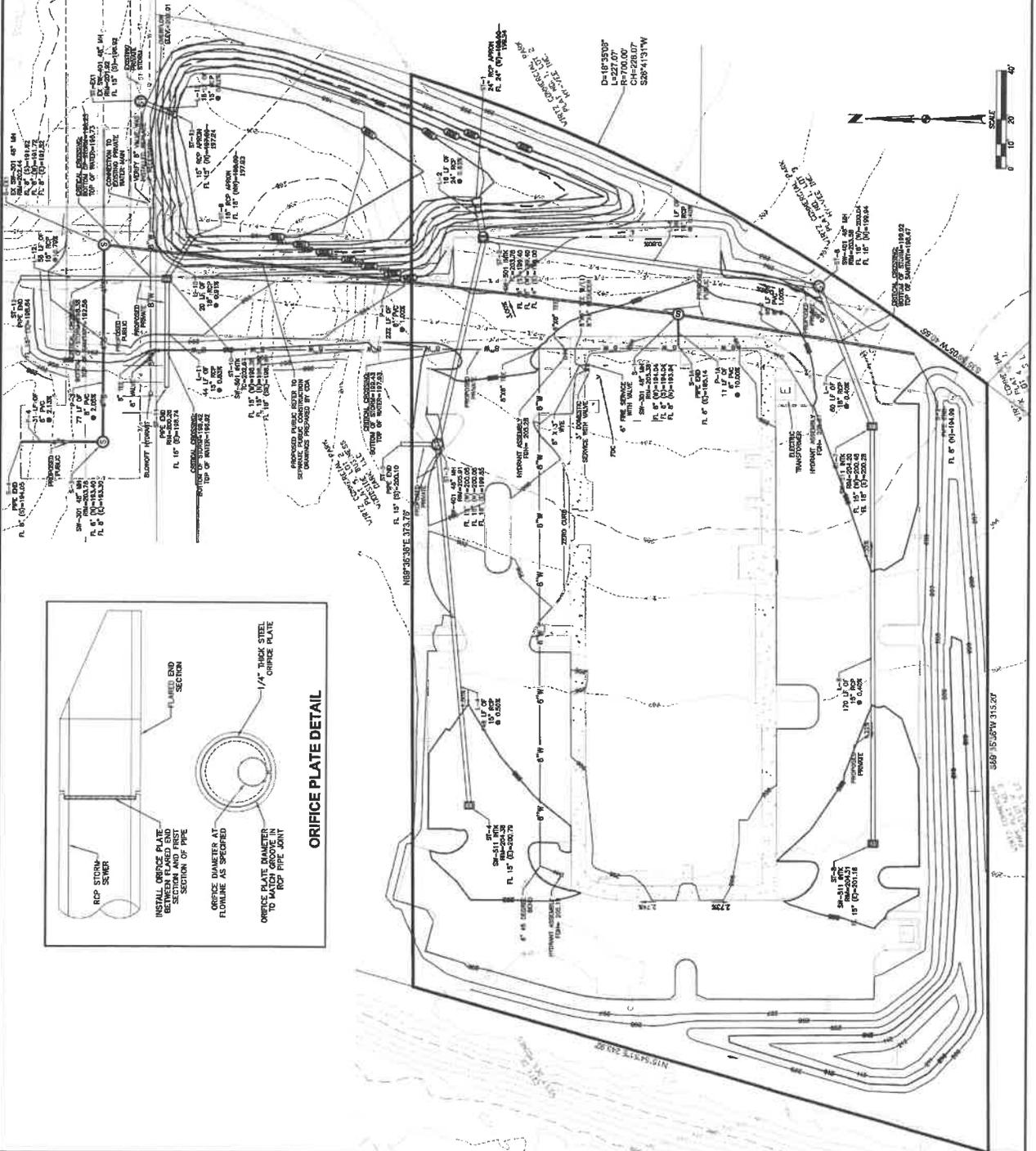
**DETENTION DATA**

• (PER APPROVED STORM WATER MANAGEMENT PLAN DATED 11-10-2015)  
REQUIRED DETENTION = 24,340 CF @ 100 YR ELEVATION = 2003.92

ELEVATION	DESIGN VOL. (SUMICE)	AS-BUILT VOL. (SUMICE)
197.0	0	0
198.0	2,237	2.0
199.0	7,979	7.237
200.0	17,115	16.474
201.0	23,110	22.469
202.0	33,866	33.225

• 100 YR. ELEV. = 2003.92 (1.00' FREEBOARD) 2003.97 (1.04' FREEBOARD)  
• 100 YR. ELEV. = 2003.92 (1.00' FREEBOARD) 2003.97 (1.04' FREEBOARD)  
• 10.00' FREEBOARD

AS-BUILT VOLUME OF 24,340 CF IS ATTAINED AT ELEVATION 2003.97 WITH AN OVERFLOW ELEVATION OF 202.01 AND PROVIDES 1.04' OF FREEBOARD.



I HEREBY CERTIFY THAT THE ENGINEERING DOCUMENTS AND FIGURES HAVE BEEN PREPARED BY ME OR UNDER MY CLOSE PERSONAL SUPERVISION AND THAT I AM A duly LICENSED PROFESSIONAL ENGINEER UNDER THE LAWS OF THE STATE OF IOWA.

*Emory A. Harkin* 7/12/17  
DATE

BY LICENSE NUMBER, DATE IS 06/28/03, IN 2017  
PAGES OR SHEETS COVERED BY THIS SEAL:  
SHEET 1





**UTILITY NOTES:**

1. REFER TO MECHANICAL, ELECTRICAL, AND PLUMBING PLANS FOR UTILITY SERVICE SIZES AND LOCATIONS. VERIFY ALL UTILITY SERVICE LOCATIONS AND DEPT. SERVICE CONNECTIONS BEFORE CONSTRUCTION. VERIFY ALL CONNECTIONS TO EXISTING UTILITIES PRIOR TO CONSTRUCTION.
2. VERIFY ALL UTILITY SERVICE LOCATIONS AND DEPT. SERVICE CONNECTIONS BEFORE CONSTRUCTION.
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14. VERIFY ALL UTILITY SERVICE LOCATIONS AND DEPT. SERVICE CONNECTIONS BEFORE CONSTRUCTION.

**WEST DES MOINES WATER WORKS NOTES:**

1. ALL WATER WORK SHALL BE DONE IN ACCORDANCE WITH WEST DES MOINES WATER WORKS STANDARD SPECIFICATIONS.
2. THE CONTRACTOR SHALL NOTIFY WEST DES MOINES WATER WORKS AT LEAST ONE WEEK PRIOR TO THE START OF WORK.
3. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE PROTECTION OF ALL UTILITIES EXISTING ON THE PROJECT.
4. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE PROTECTION OF ALL UTILITIES EXISTING ON THE PROJECT.
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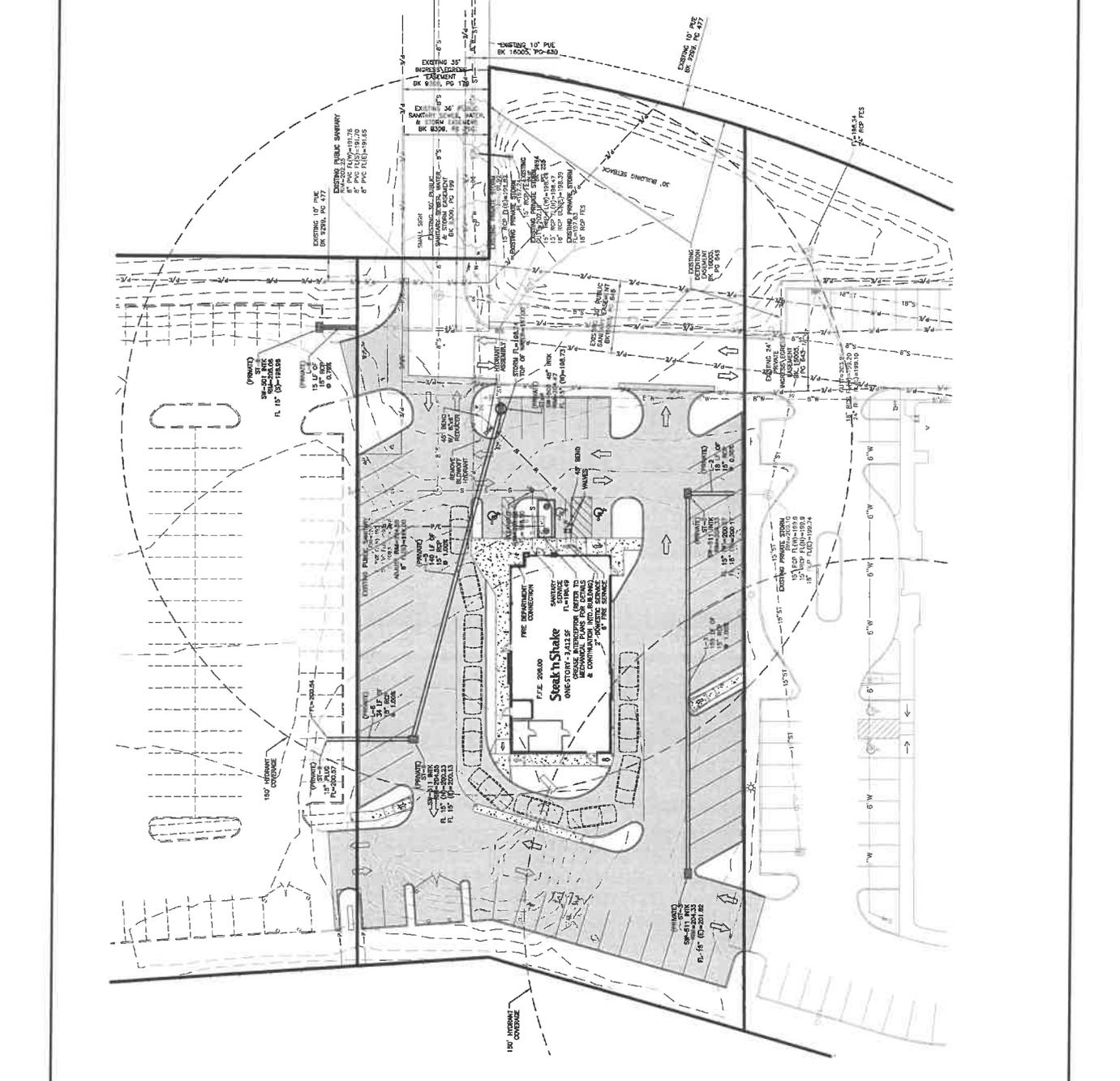
**LIGHTING NOTES:**

- SEE LIGHTING PLAN (PHOTOMETRIC PLAN) FOR MORE INFORMATION.  
 ALL LIGHTING SHALL BE DOWN-LIGHT TYPE SET OFF THE WALLS.  
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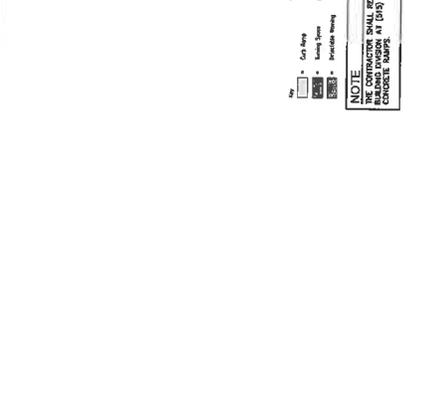
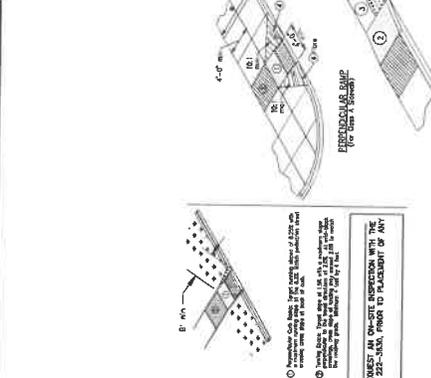
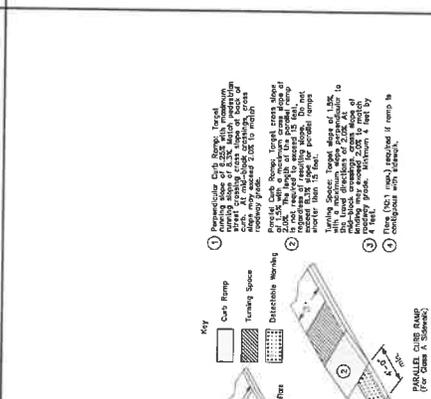
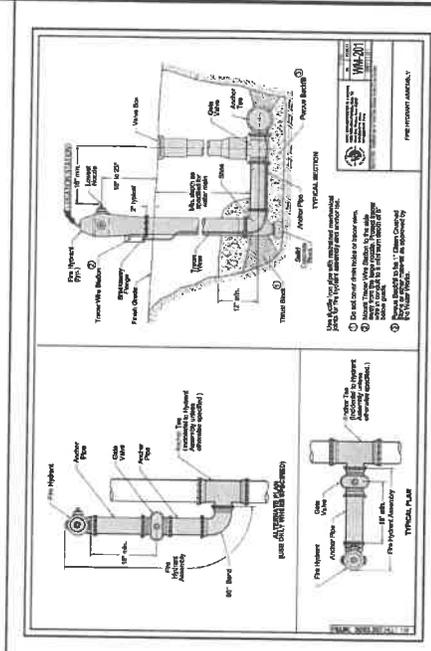
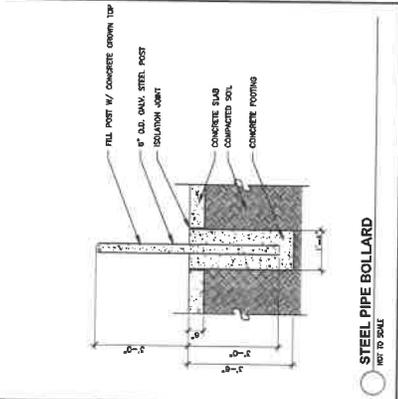
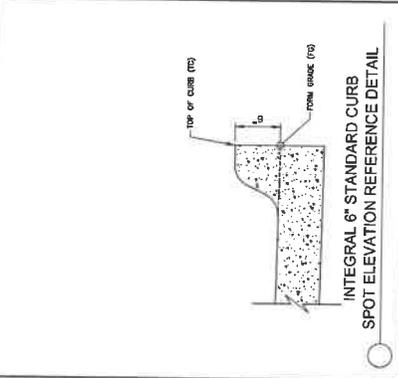
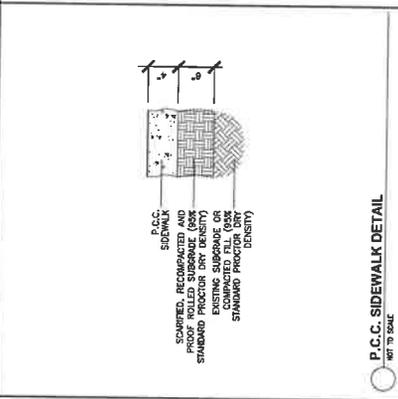
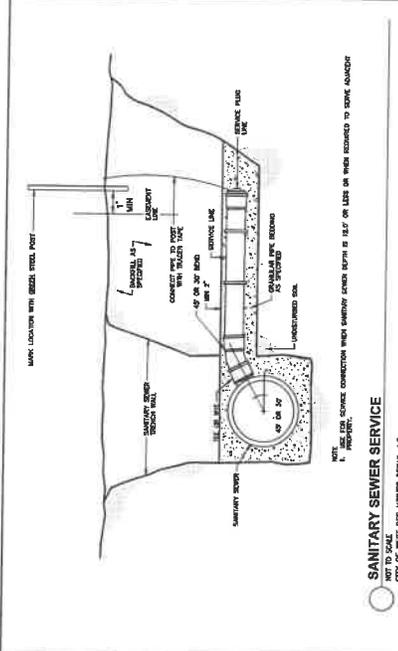
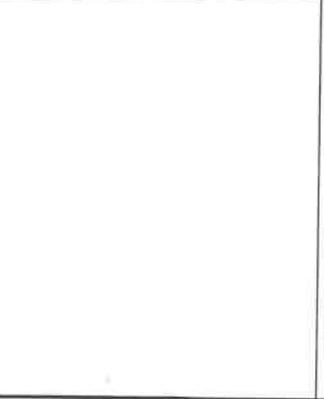
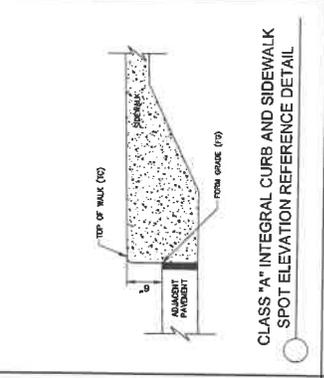
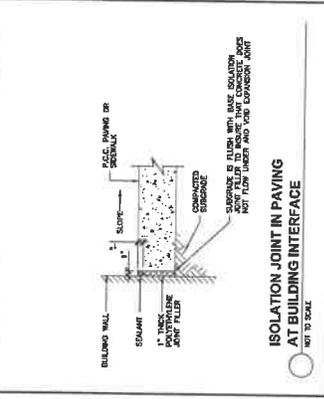
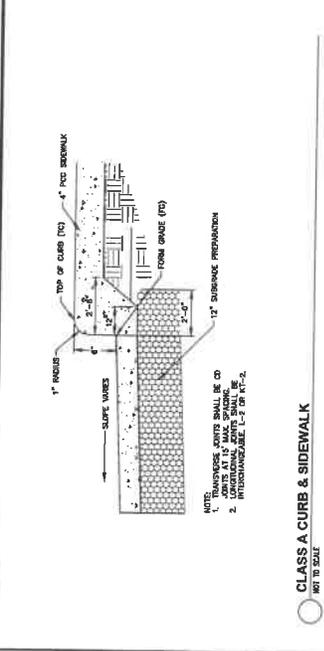
**PRIVATE WATER MAIN QUANTITIES**

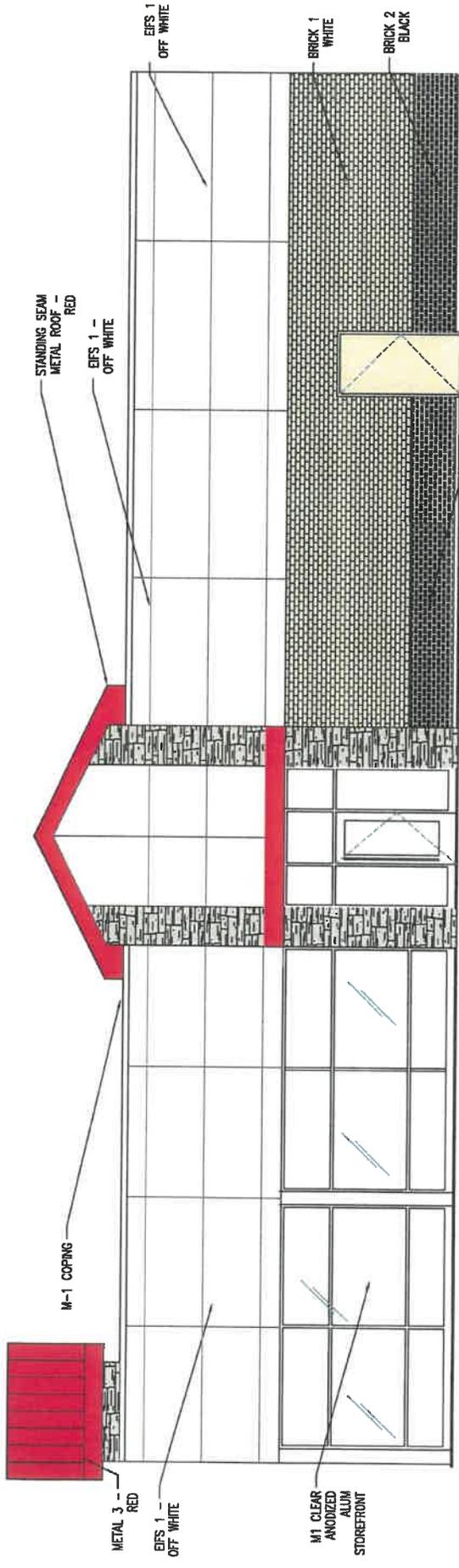
1. 1/2" W.P.V.	1.00
2. 3/4" W.P.V.	1.00
3. 1" W.P.V.	1.00
4. 1 1/2" W.P.V.	1.00
5. 2" W.P.V.	1.00

**NOTE:**  
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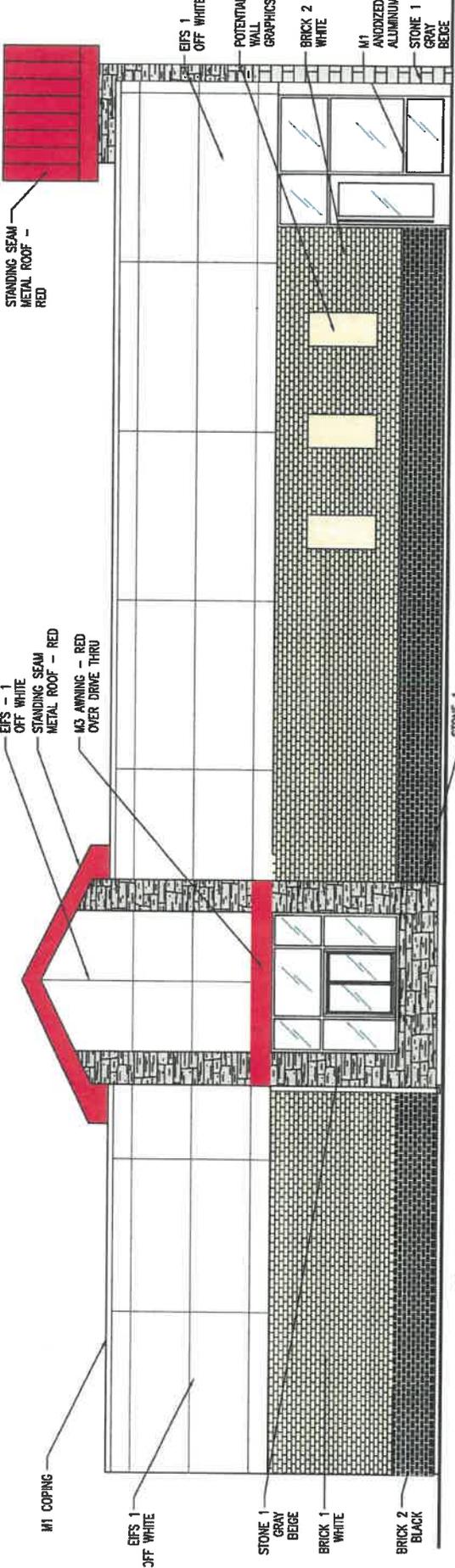




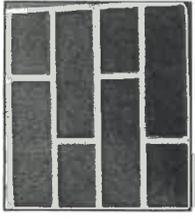




**2 NORTH ELEVATION**  
SCALE: 1/8" = 1'-0" @ 27' X 38"  
NO SCALE @ 11' X 17'



**1 SOUTH ELEVATION**  
SCALE: 1/8" = 1'-0" @ 27' X 38"  
NO SCALE @ 11' X 17'



BRICK-2  
SIOUX CITY BRICK - MODULAR  
VINTAGE BLACK VELOUR



MASONRY MORTAR  
ASH GROVE PRO - FAWN



METAL-1  
CLEAR ANODIZED ALUMINUM  
WINDOW FRAMES



METAL-3  
FIRESTONE - UNA CLAD  
REGAL RED



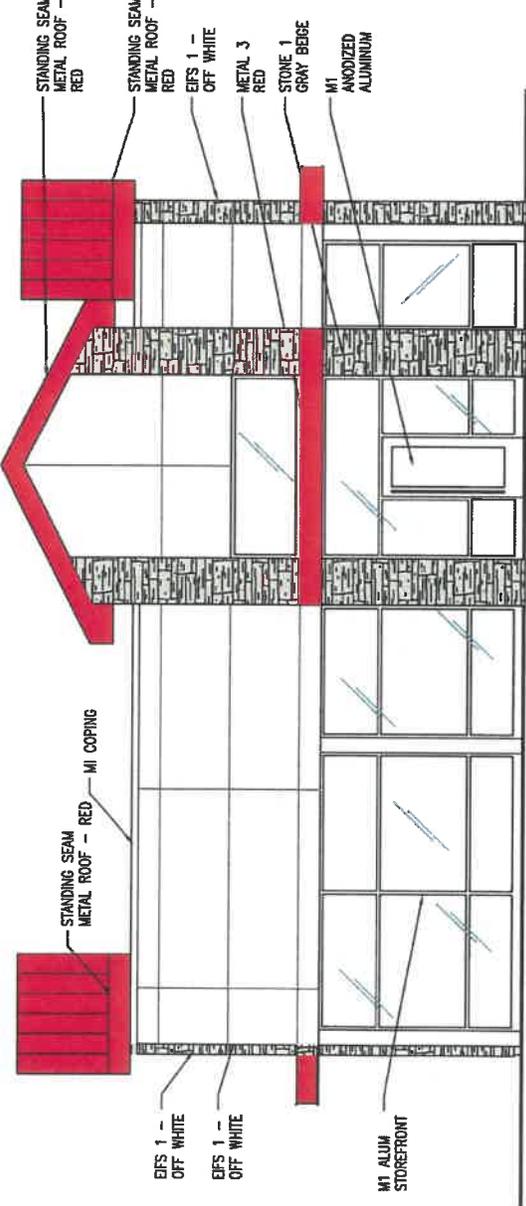
BRICK-1  
SIOUX CITY BRICK - MODULAR  
REVERSE PEWTER VELOUR



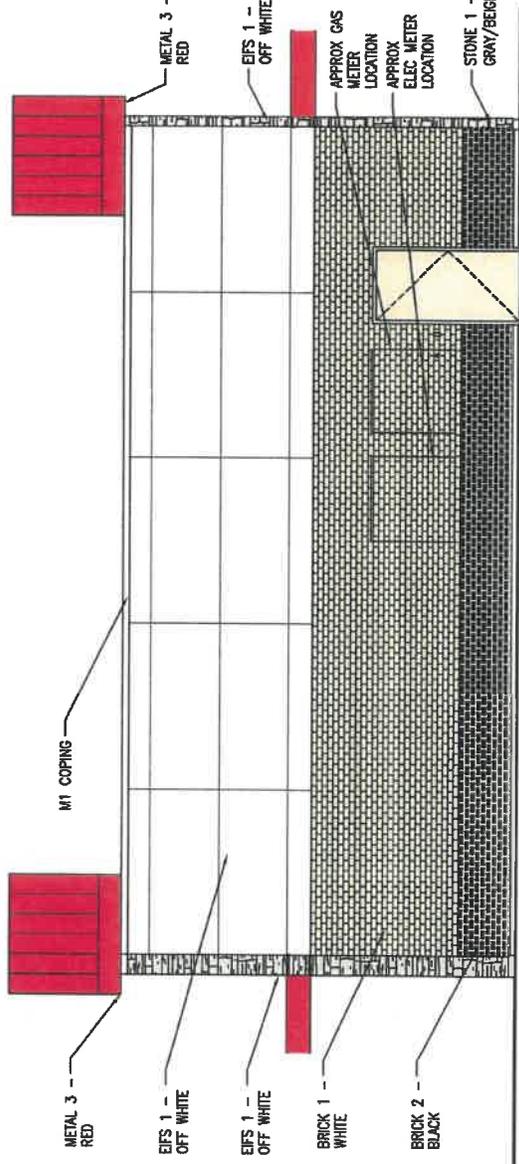
STONE-1  
ARISCRAFT - ASHLAR  
SHADOW STONE STEEL GREY



EIFS-1  
DRYVIT - STANDARD FINISH  
472A CAPTAIN



2 EAST ELEVATION  
SCALE: 1/4" = 1'-0" @ 24" x 36"



1 WEST ELEVATION  
SCALE: 1/8" = 1'-0" @ 24" x 36"

NO SCALE @ 11" x 17"

**December 18, 2018**

**ATTACHMENT E**

**I, James Simpson, am opposed to letting Steak & Shake put up a tall sign on the west side of the lot by the interstate. No other businesses have tall signs along Interstate 35 in West Des Moines.**

**And, parking lot light has to be pointing down, not shining like a star.**

**Also, the development of Steak & Shake should have two entrances, for fire protection, instead of waiting for development to the south.**

**Respectfully,**



**James R. Simpson  
4930 Fieldstone Dr  
West Des Moines, Iowa 50265**