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

Meeting Date: June 8, 2020

Item: Linnwill Hy-Vee Fast & Fresh Preliminary Plat, 210, 220, & 300 Grand

Avenue – Subdivide property into one lot for commercial development

and one street lot - Hurd Indianola, LLC and Delavan, Inc.-

PP-004662-2020

**Requested Action:** Recommend Approval of Preliminary Plat

<u>Case Advisor</u>: Brian Portz, AICP

<u>Applicant's Request</u>: The applicant, Hy-Vee, Inc., in association with the property owners, Hurd Indianola, LLC and Delavan, Inc., is requesting approval of a preliminary plat to subdivide the property located at 210, 220, & 300 Grand Avenue into one lot for commercial development and one street lot to be dedicated to the city. The applicant is proposing to construct a Hy-Vee Fast & Fresh with coffee shop and an accessory car wash on the site. The applicant received plat of survey approval April 6, 2020 to parcel off a 16,844 square foot portion of the Delavan site to the south on which the Fast & Fresh building will be located.

<u>History</u>: The subject property was platted as Linnwill Plat 2 in 1958. The existing building on the 210 Grand Avenue property was built in 1989. The properties at 220 and 300 Grand Avenue are vacant. The buildings on those properties were demolished in 2017.

<u>City Council Subcommittee</u>: This item was presented to the Development & Planning City Council Subcommittee at their April 6, 2020 meeting as an informational item only. There was not discussion or disagreement with the proposed project.

<u>Staff Review and Comment</u>: This request was distributed to other City departments and other agencies for their review and comment. There are no outstanding issues. Staff would note the following:

- <u>Site Plan</u>: A preliminary site plan is noted on the preliminary plat showing the proposed Fast & Fresh building, a gas pump canopy and a car wash. This site plan hasn't yet been thoroughly reviewed by City Staff because the applicant intends to submit a separate site plan at a later date for formal site plan review and approval. Since the site plan noted on the preliminary plat is preliminary in nature, the approval of the preliminary plat does not actually approve the site plan shown. Staff recommends a condition of approval of the preliminary plat that allows the City to provide additional comments on the site plan that may require revisions to the site as a part of the final site plan approval
- Site Access: In 2021, the City is proposing to widen Grand Avenue to 5 lanes with a center median. This will provide this site with a full access on the west side and a shared right in/right out on the east side. With fewer accesses on Grand Avenue along with a raised median, internal connections to the west will be needed as the area develops so that drivers can reach the traffic signal at 4th Street & Grand Avenue to go west. These connections are vital for providing access to all businesses, while still maintaining safe and efficient traffic flow on Grand Avenue. This will give left-turning traffic options to use different routes during peak times, better distributing trips to the arterial streets and alleviating delays. An internal cross connection is proposed on the southwest corner of this site. This will provide a cross connection to the property to the west to be utilized when that property redevelops in the future. To facilitate access to the full access on the Hy-Vee property for the property to the west (i.e. Dairy Queen, Subway, etc.), Hy-Vee is proposing to construct a temporary driveway along its west property line that will allow vehicles from the west property to drive east to the full access on the Hy-Vee site. This temporary connection will be removed when the property to the west redevelops.

<u>Comprehensive Plan Consistency</u>: 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.

<u>Findings</u>: 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:

- 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.

<u>Staff Recommendation And Conditions Of Approval</u>: Based upon the preceding review and a finding of consistency with the goals and policies of the Comprehensive Plan, staff recommends the Plan and Zoning Commission adopt a resolution recommending the City Council approve the Preliminary Plat to create 1 lot for commercial development and 1 lot for public street right of way, subject to the applicant meeting all City Code requirements and the following:

1. The City reserves the right to provide additional comments on the site plan that may require revisions to the site as a part of the final site plan approval.

Property Owners: Hurd Indianola, LLC

2000 Fuller Road

West Des Moines, Iowa 50265 richard.hurd@hurdrealty.com

Delavan, Inc. 811 4<sup>th</sup> Street

West Des Moines, IA 60265 Racael.brenner@collins.com

Applicant: Hy-Vee, Inc.

5820 Westown Parkway West Des Moines, IA 50266

jbrehm@hy-vee.com

**Applicant's Representatives:** 

Kelsey Scallon Shive-Hattery, Inc.

4125 Westown Parkway, Suite 100 West Des Moines, Iowa 50266 kscallon@shive-hattery.com

### **Attachments:**

Attachment A - Plan and Zoning Commission Resolution

Exhibit A - Conditions of Approval

Attachment B - Location Map Attachment C - Preliminary Plat

### **RESOLUTION NO. PZC-20-036**

A RESOLUTION OF THE PLAN AND ZONING COMMISSION OF THE CITY OF WEST DES MOINES, RECOMMENDING TO THE CITY COUNCIL THAT IT APPROVE A PRELIMINARY PLAT TO SUBDIVIDE PROPERTY INTO 1 LOT FOR COMMERCIAL DEVELOPMENT AND 1 LOT FOR PUBLIC STREET RIGHT OF WAY

WHEREAS, pursuant to the provisions of Title 10, Chapter 1 et seq, of the West Des Moines Municipal Code, the applicant, Hy-Vee, Inc., in association with the property owners, Hurd Indianola, LLC and Delavan, Inc., has requested approval for a Preliminary Plat (PP-004662-2020) to create 1 commercial lot and 1 street lot, on that 1.8 acre site located at 210, 220 and 300 Grand Avenue; 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 June 8, 2020, this Commission held a duly-noticed public meeting to consider the application for a Preliminary Plat.

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

<u>SECTION 1</u>. The findings, for approval, in the staff report or as amended orally at the Plan and Zoning Commission meeting are adopted.

<u>SECTION 2</u>. The Preliminary Plat (PP-004662-2020) to subdivide the property into 1 commercial lot and 1 street lot 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 June 8, 2020.

	Erica Andersen, Chairperson Plan and Zoning Commission
ATTEST:	The same beautiful to the same series of the same s
Recording Secretary	
I HEREBY CERTIFY that the foregoing resolution was duly a the City of West Des Moines, Iowa, at a regular meeting held	
AYES:	
NAYS: ABSTENTIONS:	
ABSENT:	
ATTEST:	
Recording Secretary	

# Exhibit A CONDITIONS OF APPROVAL

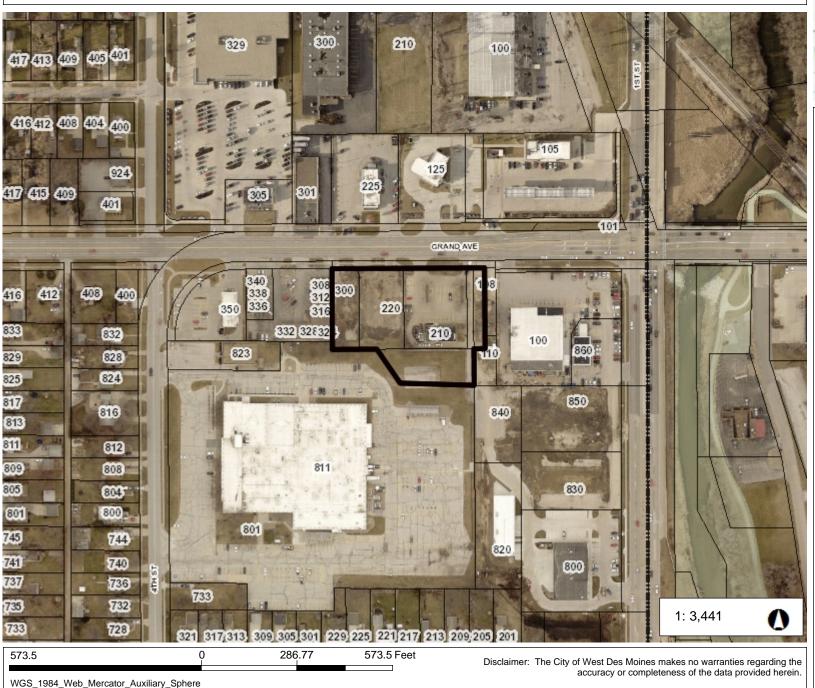
to the site as a part of the final site plan approval.

1. The City reserves the right to provide additional comments on the site plan that may require revisions



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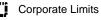
### **Location Map**





### Legend

Addresses

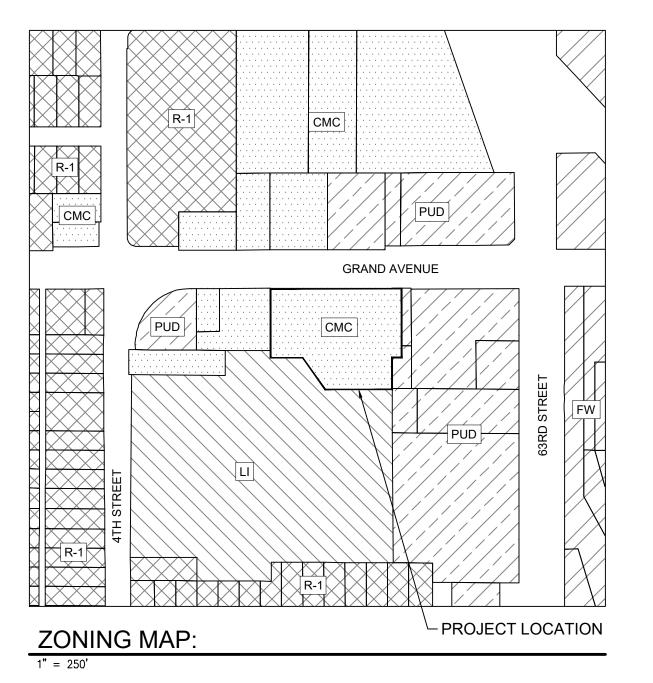


Parcels

THIS MAP IS NOT TO BE USED FOR NAVIGATION

# PRELIMINARY PLAT OF LINNWILL HY-VEE 210 GRAND AVENUE | WEST DES MOINES, IOWA

# -PROJECT LOCATION



HURD INDIANOLA, LLC 2000 FULLER ROAD WEST DES MOINES, IA 50265 ATTN: RICHARD HURD

**VICINITY MAP:** 

DELAVAN, INC 811 4TH STREET DES MOINES, IOWA 50265

### **APPLICANT**

OWNER

HY-VEE, INC. 5820 WESTOWN PARKWAY WEST DES MOINES, IOWA 50266 ATTN: JOHN BREHM

### CIVIL ENGINEER

SHIVE-HATTERY, INC. 4125 WESTOWN PARKWAY SUITE #100 WEST DES MOINES, IOWA 50266 515-223-8104

### LANDSCAPE ARCHITECT

SHIVE-HATTERY, INC. 4125 WESTOWN PARKWAY SUITE #100 WEST DES MOINES, IOWA 50266 515-223-8104

### SITE SURVEY

SHIVE-HATTERY, INC. 4125 WESTOWN PARKWAY SUITE #100 WEST DES MOINES, IOWA 50266 515-223-8104

### **ZONING:**

EXISTING: CMC (COMMUNITY COMMERCIAL)

PROPOSED: PUD (PLANNED UNIT DEVELOPMENT)

ZONING: LINNWILL HYVEE PUD - COMMUNITY COMMERCIAL

COMPREHENSIVE LAND USE: PUD - COMMUNITY

# ONE CALL 1-800-292-8989 CALL 2 WORKING DAYS BEFORE YOU DIG!

THE UTILITIES AS SHOWN ON THIS DRAWING WERE DEVELOPED FROM THE INFORMATION AVAILABLE, THIS IS NOT IMPLIED NOR INTENDED TO BE THE COMPLETE INVENTORY OF UTILITIES IN THIS AREA, IT IS THE CLIENTS/CONTRACTORS RESPONSIBILITY TO VERIFY THE LOCATION OF ALL UTILITIES (WHETHER SHOWN OR NOT) AND PROTECT SAID UTILITIES FROM ANY

CONSTRUCTION NOT SPECIFICALLY DETAILED OR SPECIFIED WITHIN THE PLANS OR PROJECT SPECIFICATIONS SHALL CONFORM TO THE DES MOINES METROPOLITAN DESIGN STANDARDS WITH WEST DES MOINES ADDENDA.

AN NPDES GENERAL PERMIT NO. 2 AND ASSOCIATED STORMWATER POLLUTION PREVENTION PLAN SHALL BE PROVIDED TO THE CITY OF WEST DES MOINES PRIOR TO ANY CONSTRUCTION ACTIVITIES OR LAND DISTURBANCE ON THE SITE

### **ZONING & PUD BULK REGULATIONS**

BUILDING SETBACK **FUEL CANOPY SETBACK** 35 FT FROM RIGHT-OF-WAY LINE AS MEASURED TO THE EXTREME EDGE OF **FUEL CANOPY HEIGHT** MUST PROVIDE A MINIMUM CLEARANCE OF 14 FT. THERE SHALL BE NO

MAXIMUM FUEL CANOPY HEIGHT; HOWEVER, CANOPY HEIGHTS GREATER THAN 20 FT SHALL ONLY BE ALLOWED IF THE CANOPY IS DEEMED TO CARY

LOT SIZE NO MINIMUM LOT SIZE REQUIRED

PARKING SUMMARY 1 SPACE PER 250 SQUARE FEET OF GROSS FLOOR AREA 10 FT FROM RIGHT-OF-WAY LINE PARKING SETBACK

5 FT FROM ALL OTHER PROPERTY LINES SUFFICIENT HEIGHT AND DENSITY PARKING LOT SCREENING

**OPEN SPACE** 

MINIMUM OF TWO (2) TREES AND THREE (3) SHRUBS PROVIDED FOR EVERY 3,000 SF OF REQUIRED OPEN SPACE. 50% OF THE TREES REQUIRED FOR OPEN SPACE SHALL BE EVERGREEN IN NATURE

### **ADJOINING LAND OWNERS**

PT LOT 2 & 3 LINNWILL PLAT 2 - CITY OF WEST DES MOINES

## LEGAL DESCRIPTION

THAT PART OF LOTS TWO (2) AND THREE (3) IN LINNWILL PLAT 2, AN OFFICIAL PLAT, NOW INCLUDED IN AND FORMING A PART OF THE CITY OF WEST DES MOINES, POLK COUNTY, IOWA, AS SHOWN IN PLAT OF SURVEY #2018-18 RECORDED OCTOBER 15, 2019 IN BOOK 17544 AT PAGE 254.

LANDSCAPING

LOTS FOUR (4), FIVE (5), SIX (6), SEVEN (7), AND THE NORTH 79.3 FEET OF THE EAST 60 FEET OF LOT EIGHT (8) IN LINNWILL PLAT 2, AN OFFICIAL PLAT, NOW INCLUDING IN AND FORMING A PART OF THE CITY OF WEST DES MOINES, POLK COUNTY, IOWA.

THAT PART OF LOTS TEN (10) AND ELEVEN (11) IN LINNWILL PLAT 2, AN OFFICIAL PLAT, NOW INCLUDED IN AND FORMING A PART OF THE CITY OF WEST DES MOINES, POLK COUNTY, IOWA, AS SHOWN IN PLAT OF SURVEY #2020-15 RECORDED APRIL 13, 2020 IN BOOK 17776 AT PAGE 917.

CONTAINING 77,982 SQ. FT. (1.790 ACRES) MORE OR LESS.

# LEGEND

EXISTING	DESCRIPTION	PROPOSED
	STORM STRUCTURES STORM SEWER STORM SUBDRAIN	<b>—</b>
	SANITARY MANHOLE SANITARY SEWER WATER MAIN	
w ⋈	WATER SERVICE WATER VALVE	
	FIRE HYDRANT ASSEMBLY OVERHEAD ELECTRIC PROPERTY LINE	<u> </u>
	EASEMENT LINE MAJOR CONTOUR	
— — — — — 849 — — — — — —	MINOR CONTOUR LIGHT POLE	849 —

**ELECTRICAL BOX** 

SHEET LIST TABLE		
SHEET NUMBER	SHEET TITLE	
1	COVER SHEET	
2	SITE PLAN	
3	GRADING & UTILITY PLAN	

### **GENERAL NOTE**

1. PRIOR TO CONSTRUCTION OF ANY PUBLIC IMPROVEMENTS ASSOCIATED WITH THIS SUBDIVISION, CONSTRUCTION PLANS FOR SAID IMPROVEMENTS NEED TO BE SUBMITTED TO AND APPROVED BY THE CITY ENGINEER

### FLOODPLAIN NOTE

ACCORDING TO THE FLOOD INSURANCE RATE MAP - PANEL NUMBER 19153C0329F PUBLISHED BY THE FEDERAL EMERGENCY MANAGEMENT AGENCY AND WITH AN EFFECTIVE DATE OF FEBRUARY 1, 2019, THIS SITE APPEARS TO BE LOCATED IN ZONE "X" (AREA WITH REDUCED FLOOD RISK DUE TO LEVEE), TO THE BEST OF MY KNOWLEDGE AND BELIEF. THE SURVEYOR UTILIZED THE ABOVE REFERENCED FLOODPLAIN PANEL FOR THIS DETERMINATION; FURTHERMORE, THE SURVEYOR DOES NOT CERTIFY THAT REVISED FLOODPLAIN INFORMATION HAS NOT BEEN PUBLISHED BY THE FEDERAL EMERGENCY MANAGEMENT AGENCY OR SOME OTHER SOURCE.

### **BENCHMARKS**

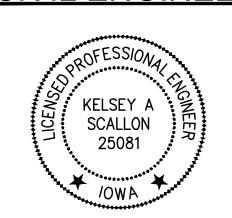
WDM BENCHMARK #049 - INTERSECTION OF 4TH STREET AND VINE STREET, NORTHEAST CORNER OF INTERSECTION, 50 FEET EAST OF THE CENTERLINE OF 4TH STREET, 50 FEET NORTH OF THE CENTERLINE OF VINE STREET.

ELEVATION = 38.35 CITY DATUM (812.36 NAVD88)

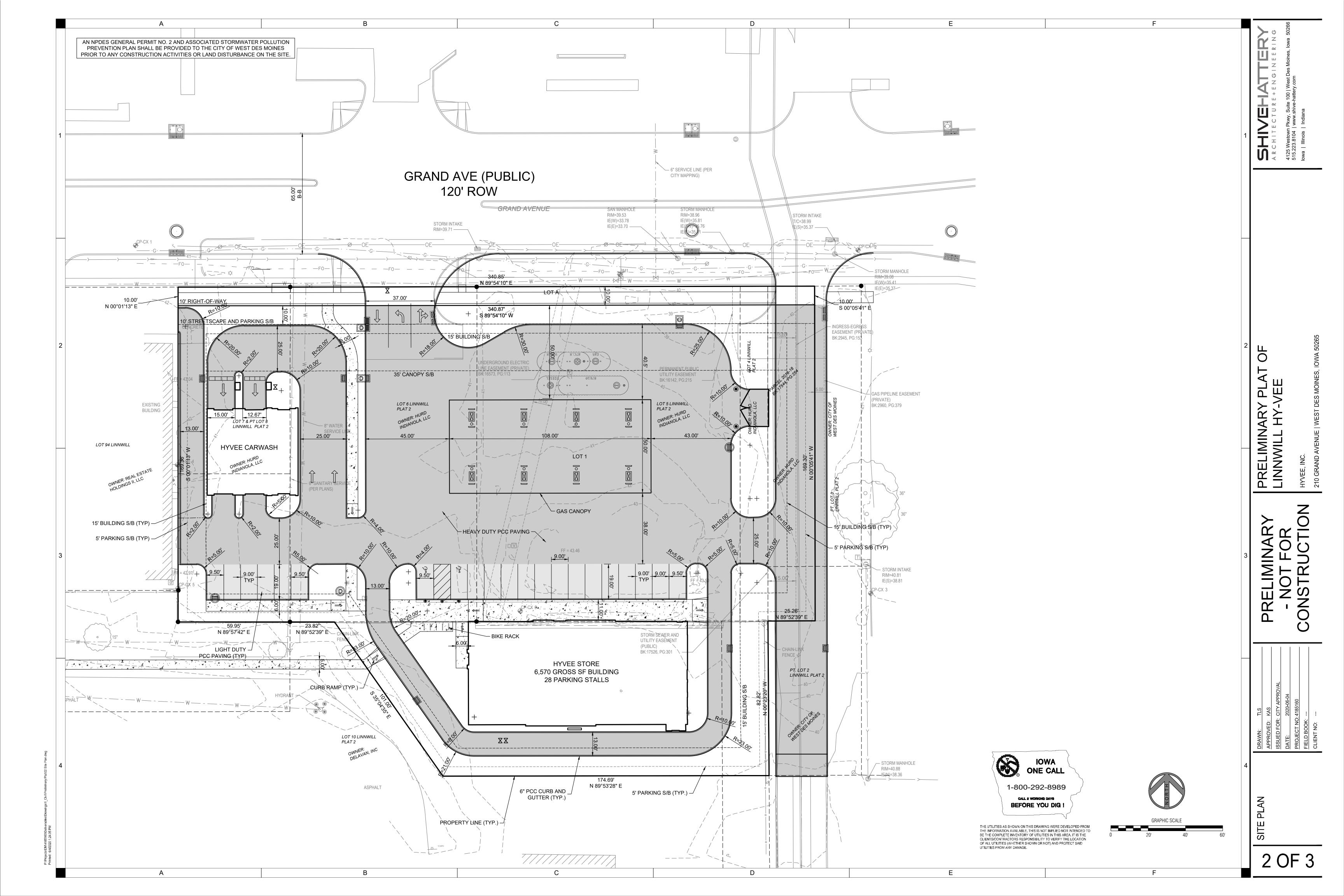
WDM BENCHMARK #079 - INTERSECTION OF 8TH STREET AND ASHWORTH ROAD, NORTHWEST CORNER OF INTERSECTION, 90.5 FEET WEST OF THE CENTERLINE OF 8TH STREET, 32.3 FEET NORTH OF CENTERLINE OF ASHWORTH ROAD, BETWEEN SIDEWALK AND BACK OF CURB, 2.7 FEET NORTH OF NORTH BACK OF CURB

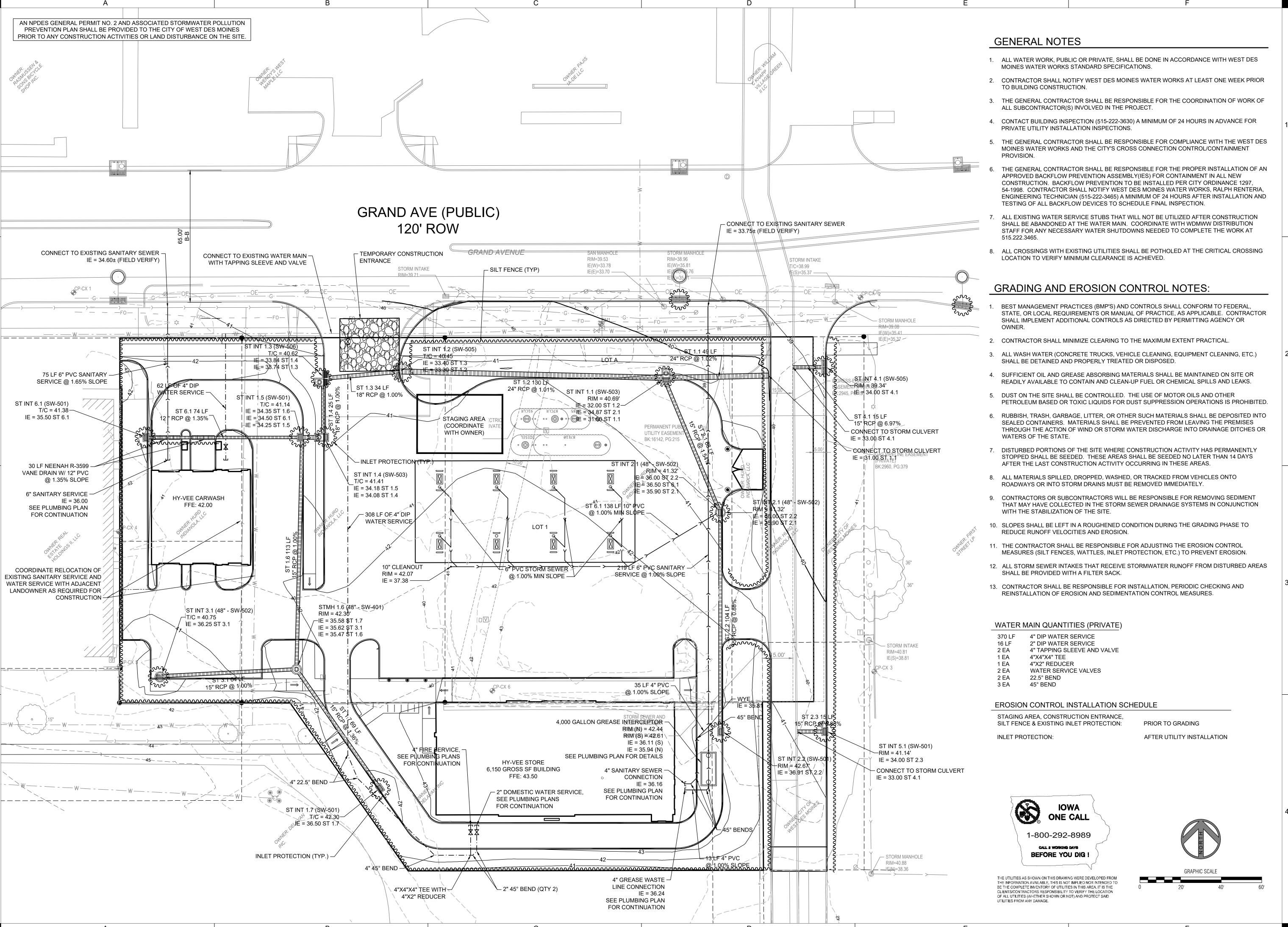
ELEVATION = 108.07 CITY DATUM (882.08 NAVD88)

# **CIVIL ENGINEER**



BELOW WAS PREPARED	THIS ENGINEERING DOCUMENT DESCRIBED BY ME OR UNDER MY DIRECT PERSONAL I AM A DULY LICENSED PROFESSIONAL ENGINEER HE STATE OF IOWA.	
Signature:	Date	
Printed or typed name:	KELSEY A SCALLON	
License Number:	25081	
My License Renewal Date is: DECEMBER 31, 2021		
PAGES, SHEETS OR DIVI	SIONS COVERED BY THIS SEAL:	





SHITECTURE + ENG