## Welcome to the June 13, 2022, WDM Plan and Zoning Commission Meeting

### Here are a few housekeeping items before we get started:

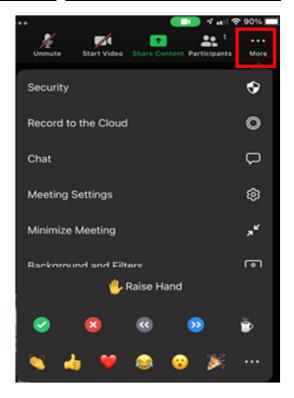
- You will be muted by default when joining the meeting. The Commission Chair will first ask for the applicant's and
  then staff's presentation on an agenda item. After the applicant and staff have presented, the Chair will ask for public
  comment. At this point, please raise your hand to indicate you wish to speak. The Chair will then call on you and you will
  be unmuted.
- If you are participating by phone, dial \*9 to raise or lower your hand, dial \*6 to unmute or mute
- If you are participating by computer or tablet:



#### Raise Hand:

Depending on your device, Raise Hand can be found in the Reactions or the More (...) button on the Zoom toolbar:







## **Item 2b – Amend City Code – Recreational Fencing Motion to Defer Action on Ordinance Amendment**

## Item 2c – Amend City Code – Fireworks Sales <u>Approval of Ordinance Amendment</u>

## To participate on this item:

- The Chair will first have the applicant present on the agenda item and will then ask for public comment on the item.
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### Item 2c - Amend City Code - Fireworks Sales

- Ordinance Amendment Intent: This amendment modifies City Code to expand the allowance of fireworks sales into additional industrial and retail zoning districts to comply with recently adopted State code requirements.
- Until enabled by the State in 2017, the sale and use of consumer grade fireworks was not allowed in lowa. In response to the 2017 state law change allowing these uses, the City responded by amending several sections of the City code, including allowing the use of SIC 5999, Miscellaneous Retail Stores – Fireworks only in General Industrial Zoning Districts.
- In April of this year, Governor Reynolds signed Senate File 2285, an act relating to zoning by counties
  and cities that prevents a city from adopting or enforcing any regulation or restriction that prohibits the
  location of permanent buildings or temporary structures used for the sale of consumer fireworks in any
  location zoned for commercial or industrial purposes.
- The following zoning districts do meet the commercial or industrial criteria that would support the addition of the use of SIC 5999, Miscellaneous Retail Stores Fireworks per the act:
  - Regional Commercial
  - Community Commercial
  - Neighborhood Commercial
  - Convenience Commercial
  - Valley Junction Commercial
  - Warehouse Retail
  - Light Industrial
  - Valley Junction Light Industrial
  - Business Park

## Item 2d – Amend City Code – Plan and Zoning Commission Authority Approval of Ordinance Amendment

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### Item 2d – Amend City Code – Plan and Zoning Commission Authority

#### **Ordinance Amendment Purpose is 3-fold:**

#### 1. Clarify the Planning and Zoning Commissions' authority over development plans and land use related matters.

- The Planning and Zoning Commission is a recommending body to the City Council -- the Council makes the final approval decision
  - Believe some of the confusion stems from remnant code language after the Commission's decision-making authority over Grading Permits was changed to the City Engineer in February 2018.
  - Done to expedite grading permit approvals
    - With this change, the Commission became solely a recommending body
- Majority of Title 9 (Zoning) proposed amendments is focused on confirming the Commission role as a recommending body

### 2. Clarify the Planning and Zoning Commission does not review Final Plats:

- The Commission does review and provides a recommendation on Preliminary Plats
  - Preliminary Plats are the details of subdivision: the Final Plat is a formality to create the lots indicated on the Preliminary Plat
  - Commission does not review Final Plats this has been the city's practice for at least the last 20 years.
- Title 2 and Title 10 generally are to clarify the Commission's role in reviewing Preliminary Plats, but not Final Plats

#### 3. Redirect all appeals to the Board of Adjustment

- City code Title 2, (Boards and Commissions), Chapter 2, (Board of Adjustment), Section 3, (Appeals), Subsection A states:
   Appeals to the Board of Adjustment may be taken by any person aggrieved or by any officer, department, board or bureau of the City affected by any decision of the Director of Community Development, or designee.
- A couple instances in Title 9 indicate appeals go to the Commission
  - Counter to the Commission serving as a recommending body only adds to the confusion of the Commission's role
- · Dictates appeals of development and land use related matters go to the Board of Adjustment

## Item 4a – Fountain Terrace Apartments – 655 S 88th St <u>Approval of Site Plan</u>

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**Item 4a – Fountain Terrace Apartments – 655 S 88th St** 









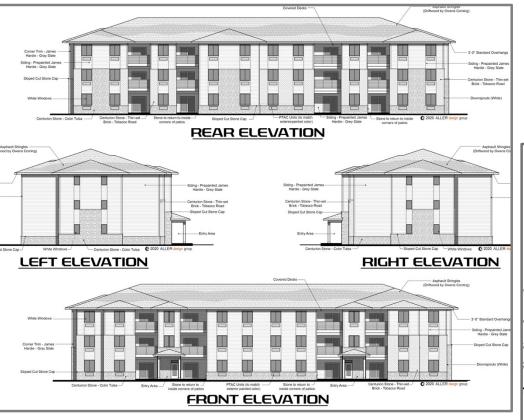






**FRONT ELEVATION** 

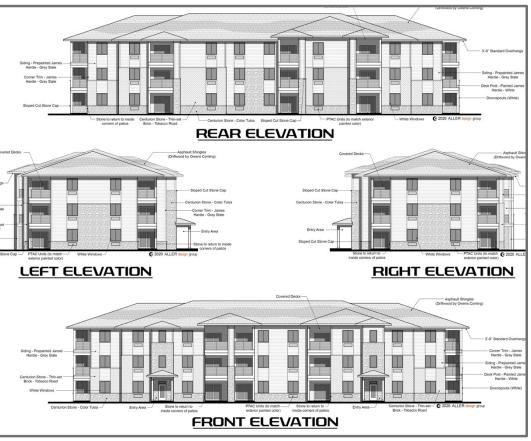
58-Plex



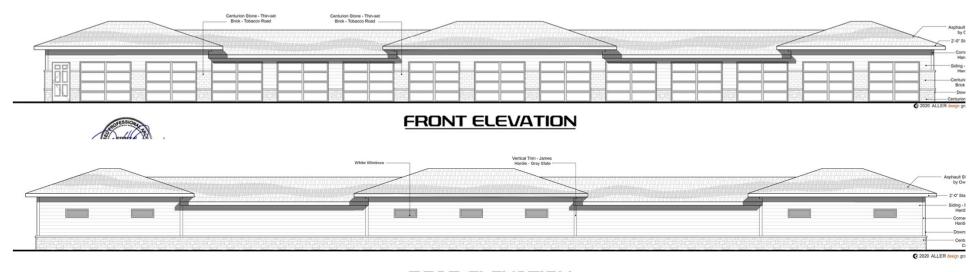
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## 30-Plex







**REAR ELEVATION** 

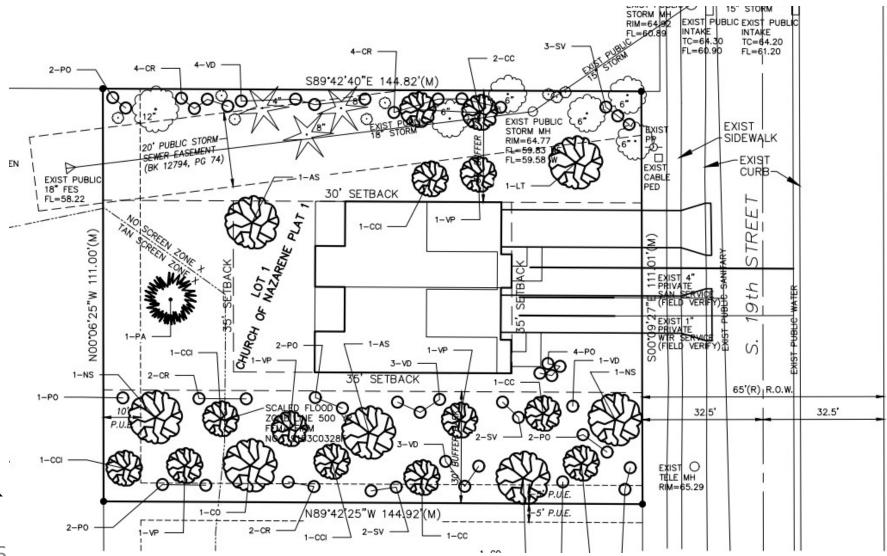
**Detached Garages: 13-stall / 10-stall / 5-stall buildings** 

## Item 4b – 485 S 19<sup>th</sup> Street <u>Approval of a Site Plan</u>

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B.O. Footing w

2 REAR ELEVATION A1-0 1/4" = 1'-0"

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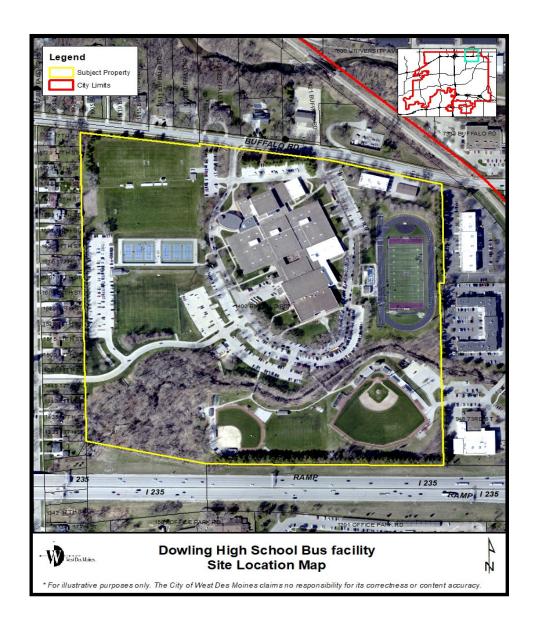


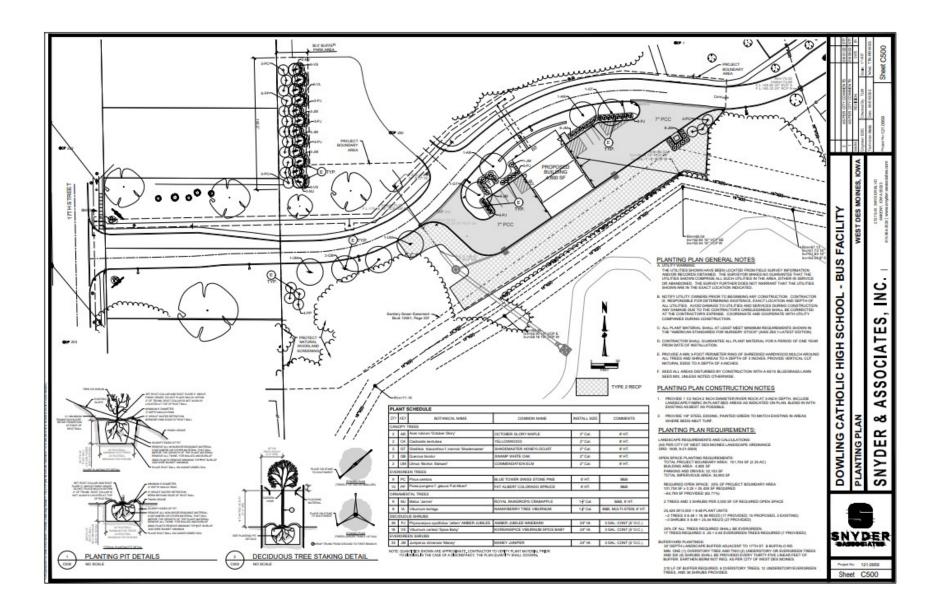
B.O. Footing ▼

## Item 4c – Dowling Bus Barn – 1400 Buffalo Road Approval of a Major Modification to a Site Plan

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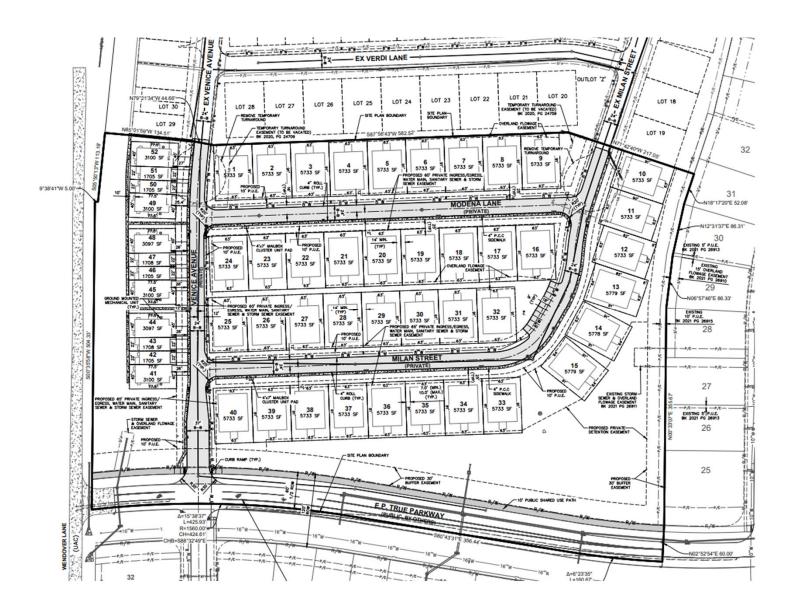
## Item 4d – Della Vita Plat 5 – Northeast corner of EP True Parkway and Wendover Lane <a href="#">Approval of a Site Plan</a>

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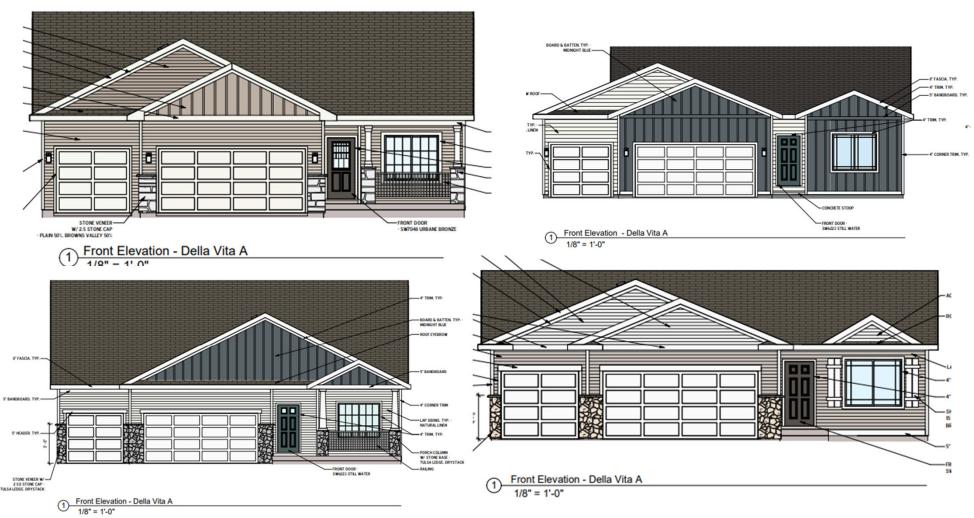








### **Detached Townhomes**



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# Item 4e – Jordan Ridge – Northwest corner of S. Jordan Creek Parkway and Booneville Road Approval of a Preliminary Plat

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