

Date..... January 22, 2007

RESOLUTION APPROVING TAX ABATEMENT APPLICATION FOR
THE ADDITIONAL VALUE ADDED BY IMPROVEMENTS COMPLETED
IN 2004, AND REQUESTING RETRO-ACTIVE APPLICATION
(3004 Deep Woods Court)

WHEREAS, the Iowa Urban Revitalization Act, Chapter 404, Code of Iowa (the "Act"), provides for partial exemption from property tax for the actual value added by improvements to property located in a designated urban revitalization area which are consistent with the urban revitalization plan for such Area; and

WHEREAS, the Act provides that persons making improvements must apply to the City Council for tax abatement, and the City Council shall approve the application by resolution, subject to review by the County Assessor, if it finds (a) the project is located in a designated urban revitalization area; (b) the project is in conformance with the urban revitalization plan for such area; and (c) the improvements were made during the time the area was so designated; and

WHEREAS, pursuant to the Act, the Des Moines City Council passed Ordinance No. 11,026 designating the entire area within the corporate boundaries of the City of Des Moines on July 6, 1987, as a revitalization area (the "City-wide Urban Revitalization Area"); and

WHEREAS, on September 28, 1987, by Roll Call No. 87-4009, the Des Moines City Council approved the Urban Revitalization Plan for the City-wide Urban Revitalization Area which Plan, among other things, specifies the types of improvements eligible for tax abatement; and

WHEREAS, the attached application is for value added by eligible improvements made to the property at 3004 Deep Woods Court during calendar year 2004; and,

WHEREAS, the applicant has asked that the City request retro-active application of the tax abatement by the Polk County Assessor since it appears the application was timely filed but not timely processed by the City; and,

WHEREAS, the attached application has been received, reviewed and recommended for approval by City staff.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa, that:

- 1) The attached application for tax abatement for improvements to 3004 Deep Woods Court is hereby received.

(continued)

Date January 22, 2007

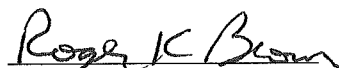
-2-

- 2) The following findings are hereby adopted:
 - a) It appears that the attached application was timely filed before February 1, 2005, but was not timely processed by the City.
 - b) The attached application is for a project located in the City-wide Urban Revitalization Area; the project is in conformance with the Urban Revitalization Plan for the City-wide Urban Revitalization Area; and the improvements described in the application were made during the time the Area was so designated.
- 3) The attached application is approved subject to review by the County Assessor under Section 404.5 of the Act, for exemption according to the schedule noted on the application.
- 4) The City Clerk shall forward a certified copy of this resolution and the attached application to the County Assessor.

(Council Communication No. 01-)

MOVED by _____ to adopt, and to request that the Polk County Assessor apply the tax abatement retroactively commencing with the taxes payable in FY2006/07 as if the application had been timely processed by the City.

FORM APPROVED:


 Roger K. Brown
 Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
MEYER				
VLASSIS				
TOTAL				

MOTION CARRIED

APPROVED

Mayor

CERTIFICATE

I, DIANE RAUH, 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.

City Clerk

1/10/07 12

G. Phil Pearson - 283-4270
City of Des Moines

From Mary Buford
Clarke Company
Office 247-0000
Fax 237-3830

Re: 3004 Deep Woods Ct
Des Moines

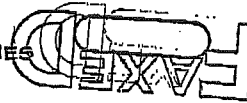
Thanks Phil -
Mary B

Lo. Terry James
247-2137
1/10/07

NO. 712 P. 23
City of Des Moines
From Lisa
Clarke Co

5/12/04 247-0000

APPLICATION FOR TAX ABATEMENT UNDER THE DES MOINES
CITY-WIDE URBAN REVITALIZATION PLAN



ADDRESS OF PROPERTY 3004 Deepwoods Ct Des Moines
LEGAL DESCRIPTION OF PROPERTY Lot 47, Woods on the River Plat 3
Des Moines, Polk County, Iowa
TITLEHOLDER OR CONTRACT BUYERS Clarke Company, Limited
ADDRESS OF OWNER (IF DIFFERENT THAN ABOVE) 2801 Fleur Drive
PHONE NUMBER HOME _____ WORK 515 247-0000
PROPOSED PROPERTY USE ☒ RESIDENTIAL ☐ COMMERCIAL ☐ INDUSTRIAL
(CIRCLE ONE)
WILL THE PROPERTY BE RENTAL ☐ OWNER-OCCUPIED ☒
(CIRCLE ONE)
SPECIFY IMPROVEMENTS _____

ESTIMATED OR ACTUAL DATE OF COMPLETION approx. 5/10/04
ESTIMATED OR ACTUAL COST OF IMPROVEMENTS approx. 90,000 -
TAX EXEMPTION SCHEDULE 1 2 3 4A ☒ 4B
(CIRCLE ONE)
(SEE REVERSE SIDE FOR APPLICABLE TAX SCHEDULES)

IF RESIDENTIAL RENTAL PROPERTY, COMPLETE THE FOLLOWING
NUMBER OF UNITS _____

TENANT'S OCCUPYING THE BUILDING WHEN PURCHASED (OR PRESENT TENANTS IF UNKNOWN) / DATE OF TENANT
OCCUPANCY/RELOCATION BENEFITS RECEIVED BY ELIGIBLE TENANTS / ATTACH LIST OF BUILDINGS BEING
DEMOLISHED, IF ANY (TO BE CONTINUED ON A SEPARATE PAGE IF NECESSARY)

TENANT	DATE OF OCCUPANCY	RELOCATION BENEFITS

SIGNATURE John D. Clarke DATE 5/12/04
Clarke Company, Limited

FOR AGENCY USE ONLY
THE ABOVE APPLICATION IS/ IS NOT IN COMPLIANCE WITH REQUIREMENTS OF THE CITY-WIDE URBAN REVITALIZATION PLAN

CONSTRUCTION PERMIT NO.(S) B102003-0015 DATE ISSUED 4/23/03
DATE ISSUED _____
DATE ISSUED _____

COMMUNITY DEVELOPMENT DEPARTMENT Philip R. Poorman DATE 1/16/07

RELOCATION BENEFITS PAID _____ DATE _____
CITY RIGHT OF WAY DEPARTMENT _____ DATE _____

DES MOINES CITY COUNCIL _____ DATE _____
(AS ATTESTED BY THE CITY CLERK)

PRESENT ASSESSED VALUE _____ ASSESSED VALUE WITH IMPROVEMENTS _____

ELIGIBLE OR NOT ELIGIBLE FOR TAX ABATEMENT _____

POLK COUNTY ASSESSOR _____ DATE _____

WHEN COMPLETED RETURN TO: TAX ABATEMENT, PERMIT AND DEVELOPMENT CENTER
602 E. FIRST STREET, DES MOINES, IA 50309
QUESTIONS: PHILIP R. POORMAN 283-4751



REVISED JUNE 1998