

Date..... April 23, 2007

RESOLUTION APPROVING TAX A ABATEMENT APPLICATION FOR THE  
ADDITIONAL VALUE ADDED BY IMPROVEMENTS MADE DURING 2005  
(3201 East 52<sup>nd</sup> Street)

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 3201 East 52<sup>nd</sup> Street during calendar year 2005, and the application was filed after February 1, 2007, but within the two year grace period; and,

WHEREAS, the applicant has asked that the City request retro-active application of the tax abatement by the Polk County Assessor as if the application were filed prior to February 1, 2006; and,

WHEREAS, the attached application has been received, reviewed and recommended for conditional 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 3201 East 52<sup>nd</sup> Street is hereby received.

( continued)

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Date April 23, 2007

- 2) The following findings are hereby adopted:
  - a) The attached application was filed after February 1st following the calendar year in which the improvements were completed, but within the two year grace period.
  - 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 applicable 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 applications.
- 4) The City Clerk shall forward a certified copy of this resolution and the attached applications to the County Assessor.

( Council Communication No. 07-219 )

MOVED by \_\_\_\_\_ to adopt, with the tax abatement to be applied prospectively.

FORM APPROVED:

*Roger K Brown*  
 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

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**FILING THIS APPLICATION DOES NOT CONSTITUTE APPROVAL**  
**APPLICATION FOR TAX ABATEMENT UNDER THE DES MOINES**  
**CITY-WIDE URBAN REVITALIZATION PLAN**

-----This application must be filed with the City by the 1st Working Day in February-----

ADDRESS OF PROPERTY 3201 E 52nd Street

LEGAL DESCRIPTION OF PROPERTY LOT 24 Brook Run Village  
Plat 9

TITLEHOLDER OR CONTRACT BUYERS REGENCY HOMES

ADDRESS OF OWNER (IF DIFFERENT THAN ABOVE) 6600 Westown Pkwy - W.05m  
50266

PHONE NUMBER HOME NIA WORK 273-9651

PROPOSED PROPERTY USE  RESIDENTIAL  COMMERCIAL  INDUSTRIAL (CIRCLE ONE)  
WILL THE PROPERTY BE?  RENTAL  OWNER-OCCUPIED (CIRCLE ONE)  
WILL THE PROPERTY BE SERVED BY CITY SEWER?  YES  NO (CIRCLE ONE)

SPECIFY IMPROVEMENTS SINGLE FAMILY  
NEW CONSTRUCTION

ESTIMATED OR ACTUAL DATE OF COMPLETION October 2005

ESTIMATED OR ACTUAL COST OF IMPROVEMENTS \$ 127,990.00

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 \_\_\_\_\_

TENANTS 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

I Certify That the above statements are true to the best of my knowledge.

BCD 2005-01870 3/8/05  
Phy of HM 4/15/07