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**Date**..... May 5, 2008

RESOLUTION APPROVING TAX ABATEMENT APPLICATIONS FOR THE  
ADDITIONAL VALUE ADDED BY IMPROVEMENTS MADE DURING 2006  
(1 separate application for 2832 Sweetwater Drive)

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 City has designated several additional urban revitalization areas within territory annexed into the City after July 6, 1987, and the City has adopted urban revitalization plans for such additional areas in accordance with the Act; and

WHEREAS, the urban revitalization plan for each of the designated urban revitalization areas provides that, in order to qualify for tax exemption eligibility, the improvements must be completed in accordance with all applicable zoning and other regulations of the City; and

WHEREAS, the attached application is for value added by eligible improvements made to 2832 Sweetwater Drive during calendar year 2006, and the application was submitted after February 1, 2007, and before February 1, 2008; and

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

( continued )

★ **Roll Call Number**

**Agenda Item Number**

*12*

Date May 5, 2008

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 2832 Sweetwater Drive is hereby received.
- 2) The following findings are hereby adopted:
  - a) The attached application was filed on or before February 1st of the assessment year for which the exemption (tax abatement) is claimed.
  - b) The attached application is for a project located in a designated urban revitalization area; the project is in conformance with the urban revitalization plan for the urban revitalization area in which the project is located; and the improvements described in such application was 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 application.
- 4) The City Clerk shall forward a certified copy of this resolution and the attached application to the County Assessor.

( Council Communication No. 08- *256* )

MOVED by \_\_\_\_\_ to adopt, and to request that the Polk County Assessor apply the tax abatement as if the application had been timely forwarded by the City to the Assessor prior to March 1, 2008.

FORM APPROVED:

*Roger K. Brown*  
 Roger K. Brown  
 Assistant City Attorney

(Application Attached)

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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**Poorman, Phil R.**

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**From:** Gidget E. Kennedy [GidgetK@regencyhomes.com]  
**Sent:** Wednesday, April 16, 2008 9:47 AM  
**To:** Poorman, Phil R.  
**Cc:** Tim Stanley; Alan Sprinkle; tatumskaff@yahoo.com  
**Subject:** 2832 Sweetwater Drive Tax Abatement Re-Submittal  
**Attachments:** Building Permit Pg2 (FI) TAX ABATEMENT 2832 Sweetwater Drive.pdf



Phil,

Please process this as quickly as possible. I am not sure what happened here. Document was sent with Building permit in May of 06.

The current homeowners Ted and Tatum Skaff have a potential buyer for their home. They are being transferred. A major selling point of course is the 5 year tax abatement.

We will have to disclose to the potential buyer the tax that would be due prior to this tax abatement going into affect. I request that due to the rare circumstance that this abatement come before the City Council as quickly as possible and if any taxes due to the potential buyer be null with the Tax Abatement being applied retroactively.

Please send a letter to Ted and Tatum Skaff at 2832 Sweetwater when this application has been processed and when it will go before the city council.

Thank you for your assistance and prompt attention to this very unfortunate situation.

Sincerely,

Gidget Kennedy

Gidget Kennedy  
Regency Homes  
Construction Support Coordinator  
6600 Westown Parkway  
West Des Moines, IA 50266  
515-273-9652

Be true to your work, your word and your friend.  
Henry David Thoreau

4/17/2008

**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 2832 Sweetwater Drive \*\*\*\*\*THIS IS A RE-SUBMITAL\*\*\*\*\*

LEGAL DESCRIPTION OF PROPERTY Lot 19 Three Lakes Estates Plat 6

TITLEHOLDER OR CONTRACT BUYERS REGENCY HOMES

ADDRESS OF OWNER (IF DIFFERENT THAN ABOVE) 6600 WESTOWN PKWY, WEST DES MOINES, IA 50266

PHONE NUMBER HOME N/A WORK (515) 273-9652

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 August 2006

ESTIMATED OR ACTUAL COST OF IMPROVEMENTS 186,876.00

TAX EXEMPTION SCHEDULE 1 2 3 4a 4b  
(CIRCLE ONE)

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 SEPERATE PAGE IF NECESSARY)

TENANT	DATE OF OCCUPANCY	RELOCATION BENEFITS

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

SIGNATURE Diogen Kennedy Date Apr 16, 2008

FOR AGENCY USE ONLY	
THE ABOVE APPLICATION IS/IS NOT IN COMPLIANCE WITH REQUIREMENTS OF THE CITY-WIDE REVITALIZATION PLAN.	
CONSTRUCTION PERMIT No.(S) <u>BLD 2006-01245</u>	DATE ISSUED <u>6/1/06</u>
	DATE ISSUED _____
	DATE ISSUED _____
COMMUNITY DEVELOPMENT DEPARTMENT <u>Philip R Poorman</u>	DATE <u>4/29/08</u>
RELOCATION BENEFITS PAID _____	
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

