

Date June 19, 2006

RESOLUTION APPROVING AN AMENDMENT TO THE SCHEDULE OF FEES REGARDING VACATIONS OF RIGHT-OF-WAY AND SIDEWALK CAFES

WHEREAS, by Roll Call No. 06-_____ of this date, the City Council has given first reading to an ordinance amending Chapter 102 of the Municipal Code of the City of Des Moines, regarding the process for vacation and conveyance of public streets and alleys, and the issuance of licenses for sidewalk cafes, to expedite the process for review and approval of sidewalk cafes; and,

WHEREAS, the proposed amendments to Chapter 102 provide for application fees for applications to vacate right-of-way and for sidewalk cafes, and for license fees and rentals for sidewalk cafes operated on City-owned property, in the amounts set in a Schedule of Fees adopted by the City Council by resolution; and,

WHEREAS, the accompanying amendment to the Schedule of Fees to establish such fees and rentals has been prepared for consideration by the City Council and is on file and available for public inspection in the office of the City Clerk; NOW THEREFORE,

BE IT RESOLVED, by the City Council of the City of Des Moines, Iowa as follows:

- 1. The accompanying amendment to the Schedule of Fees to establish application fees for applications to vacate right-of-way and for sidewalk cafes, and for license fees and rentals for sidewalk cafes operated on City-owned property, is hereby approved.
2. The City Clerk is hereby further authorized and directed to incorporate said amendment into the Schedule of Fees on file in the office of the City Clerk for public reference.
3. This resolution is subject to, and the amendment to the schedule of fees shall be effective upon, final passage and publication of the enabling ordinance identified above.

(Council Communication No. 06- 377)

MOVED by _____ to adopt.

★ Roll Call Number

Agenda Item Number

68B

Date June 19, 2006

FORM APPROVED:

Roger K. Brown
 Roger K. Brown
 Assistant City Attorney
 C:\rog\vacate\cafe\RC Schedule of Fees.doc

Attachment: Community Development Department Schedule of Fees

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

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.

MOTION CARRIED

APPROVED

.....Mayor

..... City Clerk

COMMUNITY DEVELOPMENT DEPARTMENT SCHEDULE OF FEES

	Description of Service/Permit	Fee	Effective Date
102-286(f)	Application fee for petition to vacate a street or alley	\$100.00	6/19/06
102-576(a) 102-576(b)	Application fee for a sidewalk cafe license or lease License fee per square foot of licensed area for a sidewalk cafe license agreement for a term of 3 calendar years Note: If the term commences after July 1st of the first year, then the fee per square foot of licensed area for the remainder of the term of 3 calendar years shall be	\$100.00 \$4.50 (\$1.50 per year) \$3.75 (\$0.75 for the 1st year and \$1.50 per year for the 2nd and 3rd years)	6/19/06 6/19/06
102-576(c)	Rental per square foot of leased area for a sidewalk cafe lease agreement for a term of 3 calendar years Note: If the term commences after July 1st of the first year, then the rental per square foot of leased area for the remainder of the term of 3 calendar years shall be:	\$4.50 (\$1.50 per year) \$3.75 (\$0.75 for the 1st year and \$1.50 per year for the 2nd and 3rd years)	6/19/06 6/19/06

Adopted by Roll Call No. 06-_____ on June 19, 2006.

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