Roll Call Number

Date September 11, 2006

RESOLUTION APPROVING TAX ABATEMENT APPLICATIONS FOR THE ADDITIONAL VALUE ADDED BY IMPROVEMENTS MADE DURING 2004, TO APPLY PROSPECTIVELY

(2704 E Titus Avenue and 5207 SE 31st 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 applications are for value added by eligible improvements made to the property at 2704 East Titus Avenue and 5207 SE 31st Street during calendar year 2004; and,

WHEREAS, the applicants have asked that the City request retro-active application of the tax abatement by the Polk County Assessor as if the application were timely filed; 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 applications for tax abatement for improvements to 2704 East Titus Avenue and 5207 SE 31st Street are hereby received.

(continued)

Roll Call Number	Agenda Item Number
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September 11, 2006	
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- 2) The following findings are hereby adopted:
 - a) The attached applications were filed after February 1st following the calendar year in which the improvements were completed, but within the two year grace period.
 - b) The attached applications are for projects located in the City-wide Urban Revitalization area; the projects are in conformance with the Urban Revitalization Plan for the City-wide urban revitalization area; and the improvements described in the applications were made during the time the applicable area was so designated.
- 3) The attached applications are 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. 06- 567)

MOVED by	_ to ac	dopt,	with	the tax	aba	itement	t to
be applied prospectively.							

FORM APPROVED:

Roger K. Brown

Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT	
COWNIE					
COLEMAN					
HENSLEY					
KIERNAN					
MAHAFFEY					
VLASSIS					
TOTAL			-		
MOTION CARRIED			APPROVED		

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
City	CICIV

Requestocity councie

My beveloper had to me that he was going to fire all paper work for the 5 year tax abament In which I find at he did not do by getting a letter in the mail to pay taxes. Please process this applation as if it was filed by Feb 1,2005 and request that the county back date the applacion appropriately.

Address: 2704 ETHUS the Des Moines, Ja 50320 Donald you Donald depond (6igi) Cell 975-7828 WONL 245-4091 Home 287-3507

Sample Sec.

APPLICATION FOR TAXABATEMENT UNDER THE DESIMOINES CITY-WIDE URBAN REVITALIZATION PLAN

AUG 2 9 2006

ADDRESSOFPROPERTY	—This application must be filed with the City by the 1st Working Day in February—
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WHEN COMPLETED RETURN TO: TAX ABATEMENT, PERMIT AND DEVELOPMENT CENTER 602 ROBERT D. RAY DR.(FORMERLY E. 1ST STREET), DES MOINES, IA 50309



August 29, 2006

REQUEST TO CITY COUNCIL:

I THOUGHT THAT THE DEVLOPER WAS GOING
TO FILE THE TAX ABATEMENT FORM IN
NOVEMBER OF 2004. HE DID NOT FILE
SO I AM REQUESTING THAT THE COUNCIL
APPROVE THE APPLICATION AS IF IT WAS FILED
BY FEBURARY 1, 2005.

August 29,2006 5207 S.E. 31SI STREET DES MOINES FOWA, 50320



AUG 2 9 2005

APPLICATION FOR TAXABATEMENT UNDER THE DES MOINES

CITY-WIDEURBAN REVITALIZATION PLAN -This application must be filed with the City by the 1st Working Day in February-SF 3151 STREFT FOSTER TITLEHOLDERORCONTRACTBUYERS ADDRESS OF OWNER (IF DIFFERENT THAN ABOVE) 208-0141 PHONENUMBER HOME (515) 283-0856 WORK (515) PROPOSEDPROPERTYUSE RESIDENTIAL COMMERCIAL INDUSTRIAL (CIRCLEONE) WILLTHE PROPERTYBE? RENTAL OWNER OCCUPED (CIRCLEONE) WILLTHE PROPERTY BE SERVED BY CITY SEWER? YES ND (CIRCLEONE) **SPECIFYIMPROVEMENTS ESTIMATED ORACTUAL DATE OF COMPLETION** IU **ESTIMATED ORACTUAL COST OF IMPROVEMENTS TAX EXEMPTION SCHEDULE** 3 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/ATTACHLIST OF BUILDINGS BEING DEMOLISHED, IF ANY (TO BE CONTINUED ON A SEPARATE PAGE IF NECESSARY) TENANT DATEOFOCCUPANCY **RELOCATION BENEFITS** I Certify That the above statements are true to the best of my knowledge. SIGNATURE THE ABOVE APPLICATIONS IS/ IS NOT IN COMPLIANCE WITH REQUIREMENTS OF THE CITY-WIDE URBAN REVITALIZATION PLAN. CONSTRUCTION PERMIT NO.(S) COMMUNITY DEVELOPMENT DEPARTMENT RELOCATION BENEFITS PAID. CITY RIGHT OF WAY DEPARTMENT DES MOINES CITY COUNCIL (AS ATTESTED BY THE CITY CLERK) PRESENT ASSESSED VALUE ASSESSED VALUE WITH IMPROVEMENTS

WHEN COMPLETED RETURN TO: TAX ABATEMENT, PERMIT AND DEVELOPMENT CENTER 602 ROBERT D. RAY DR.(FORMERLY E. 1ST STREET), DES MOINES, IA 50309



Polk County Assessor

ELIGIBLE OR NOT ELIGIBLE FOR TAX ABATEMENT