

Date..... October 8, 2007

RESOLUTION APPROVING A TAX ABATEMENT APPLICATION FOR
THE ADDITIONAL VALUE ADDED BY IMPROVEMENTS COMPLETED
IN 2005, AND DENYING RETRO-ACTIVE APPLICATION
(4948 Streamside Circle)

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 4948 Streamside Circle during calendar year 2005; and,

WHEREAS, the applicant asserts that the application was timely sent to the City prior to February 1, 2006, and asks that the City request retro-active application of the tax abatement by the Polk County Assessor to apply to the taxes payable in fiscal year 2007/08; and,

WHEREAS, the attached application has been received, reviewed and recommended for conditional approval by City staff, to apply prospectively only since there is no supporting evidence that the application was timely sent to the City and there is no evidence that the application was received by the City by February 1, 2006.

(continued)

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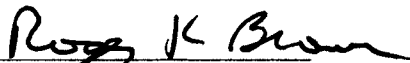
NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa, that:

- 1) The attached application for tax abatement for improvements to 4948 Streamside Circle is hereby received.
- 2) The following findings are hereby adopted:
 - a) The attached application is for improvements to 4948 Streamside Circle completed in calendar year 2005.
 - b) The attached application was filed with the City after February 1, 2007, but within the two year grace period.
 - c) 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 applications 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 application to the County Assessor.

(Council Communication No. 07-611)

MOVED by _____ to adopt.

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

Aug 28 07 11:55a Mary Hamilton Ross 515-264-8686

May 31, 2005 4:21PM GRATIAS CONST. FAX NO. 2238912 No. 0581 P. 3, 02

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

ADDRESS OF PROPERTY 4948 Stream Side Circle

LEGAL DESCRIPTION OF PROPERTY LOT 5 PART 16 Brook Run Village

TITLEHOLDER OR CONTRACT BUYERS Village Classic Homes

ADDRESS OF OWNER (IF DIFFERENT THAN ABOVE) 1350 NW 13th St STE 500

PHONE NUMBER HOME WORK 266-1901

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 May 31 2005

ESTIMATED OR ACTUAL COST OF IMPROVEMENTS 299,944.50

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

SIGNATURE [Signature] DATE 5-31-05

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) 342004-03161 DATE ISSUED 1/14/05

COMMUNITY DEVELOPMENT DEPARTMENT [Signature] DATE 10/2/07

RELOCATION BENEFITS PAID CITY DEPT OF HWY DEPARTMENT DATE

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

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





CONFIDENTIAL FAX INFORMATION

CLG HOMES
GRATIAS CONSTRUCTION, INC.
VILLAGE CLASSIC HOMES
COUNTRY CLASSIC HOMES
1350 NW 138TH STREET, SUITE 500
CLIVE, IA 50325

PHONE: 515-226-1901
FAX: 515-223-8912

TO: Phil Poorman

COMPANY:

FAX:

283-4270

REGARDING:

NUMBER OF PAGES INCLUDING COVER PAGE:

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FROM:

Craig Gratias

COMMENTS:

phil, here is the attached form you wanted.