

★ Roll Call Number

10-1197

Agenda Item Number

10

Date July 26, 2010

RESOLUTION WAIVING REVIEW OF SUBDIVISION PLAT LOCATED WITHIN THE CITY'S BOUNDARY AREA, BUT OUTSIDE THE CITY'S PLANNED GROWTH AREA

WHEREAS, Jane and Richard Smith, as the owner and developer, seek to subdivide land located at the southwest corner of NE 27th Avenue and NE 64th Street which is outside of the City of Des Moines but within the two-mile boundary area subject to the City's subdivision authority; and,

WHEREAS, the subject property is located between the City of Des Moines and the cities of Altoona and Pleasant Hill in an area governed by Annexation Moratorium Agreements between Des Moines and each of the other cities; and,

WHEREAS, the subject property is located within two miles of the City of Altoona, on its side of the annexation moratorium line, and within its planned growth area; and,

WHEREAS, pursuant to the terms of the Annexation Moratorium Agreements, it is appropriate for the City of Des Moines to waive its right to review the proposed subdivision, and to defer to the City of Altoona to review the proposed subdivision.

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Des Moines, Iowa, that the City of Des Moines hereby waives its right to review the proposed subdivision of the subject property titled "Knox Ridge Plat 1".

(Council Communication No. 10- 45b)

MOVED by Hensley to adopt.

FORM APPROVED:

Roger K. Brown, Assistant City Attorney

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, COLEMAN, GRIESS, HENSLEY, MAHAFFEY, MEYER, MOORE, and TOTAL (7).

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.

Diane Rauh

City Clerk

Y. M. Franklin Council