

★ **Roll Call Number**

11-1962

**Agenda Item Number**

19

**Date** November 21, 2011

**RATIFICATION OF PRIOR APPROVAL OF THE FINAL SUBDIVISION PLAT  
OF WOODSIDE ESTATES WEST PLAT 7**

WHEREAS, the final subdivision plat entitled **Woodside Estates West Plat 7**, for land located in the vicinity of 5564 NW 3<sup>rd</sup> Court in unincorporated Polk County, to be developed by Woodside Estates North, LLC, represented by Craig Torgerson, Officer, was submitted on August 22, 2011; and,

WHEREAS, on September 26, 2011 by Roll Call No. 11-1622, the City Council approved the final subdivision plat for Woodside Estates West Plat 7, which approval lapsed when the plat was not recorded within 30 days as required by Des Moines City Code §106-104(b); and,

WHEREAS, the plat is located in unincorporated Polk County within the 2 mile review area outside the Des Moines corporate boundaries, and Polk County is responsible for enforcement of any requirements placed on the plat; and,

WHEREAS, all necessary attachments are subject to review and approved by the Polk County Legal Department for conformance with Iowa Code Sections 354.8, 354.6, and 354.11.

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

1. It is hereby determined that the subdivision plat entitled Woodside Estates West Plat 7 conforms to the City of Des Moines platting requirements, and will not unduly burden public improvements in the area and will provide an appropriate balance of interests between current proprietors, future purchasers and the public interest.
2. The prior action by the City Council on September 26, 2011, by Roll Call No. 11-1622, approving the final subdivision plat for Woodside Estates West Plat 7, is hereby ratified, and the 30 day deadline after which such approval lapses is hereby restarted.
3. The City Clerk is directed to provide an approved copy of the subdivision plat and a certified copy of this resolution and of the resolution under Roll Call No. 11-1622 to the Physical Planning Division of the Polk County Engineering Department, to the City Community Development Department and to City Land Records.

*( continued )*

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-2-

Date November 21, 2011

( Council Communication No. 11- 698 )

MOVED by Hensley to adopt.

FORM APPROVED:

Roger K Brown

Roger K. Brown

Assistant City Attorney

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COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GRIESS	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MEYER	✓			
MOORE	✓			
TOTAL	7			

MOTION CARRIED

APPROVED

T. M. Franklin Council 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.

Diane Rauh

City Clerk