



Roll Call Number

18-0870

Agenda Item Number

29

Date May 21, 2018

RECEIVE AND FILE COMMUNICATION FROM THE PLAN AND ZONING COMMISSION REGARDING PRELIMINARY PLAT "REPLAT OF LOT 24, CAPITOL HEIGHTS NO. 2" ON PROPERTY LOCATED AT 4010 NORTHEAST 44TH DRIVE

WHEREAS, on May 3, 2018, the City of Des Moines Plan and Zoning Commission voted 12-0 for APPROVAL of a Preliminary Plat "Replat of Lot 24, Capitol Heights No. 2" on property located at 4010 Northeast 44th Drive, in unincorporated Polk County within the two-mile distance for extraterritorial review of subdivision plats by the City of Des Moines, to allow division of the property into two lots for single-family residential dwellings, subject to the following conditions:

- 1. Compliance with all comments of the administrative review by the Permit and Development Center.
2. Provision on the plat document of the locations of the septic fields for both Lot 1 and Lot 2. Any necessary easements shall be obtained prior to Final Subdivision Platting.
3. Provision of a note on the plat document that "future development is subject to Article 7 Section 4, 'Natural Resources Protection, Woodlands', of the Polk County Zoning Code."
4. Waiver of the review of any Final Subdivision Plat by City Council subject to provision of a written agreement waiving protest of any future assessments for public infrastructure, recorded at the property owner's expense, and in form approved by the City's Legal and Community Development Departments; and

WHEREAS, the City's Community Development Department further recommends that the provision of written agreement as stated in condition 4 above be submitted by the owner to the City within 30 days of preliminary plat approval.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Des Moines, Iowa, that the attached communication from the City Plan and Zoning Commission is hereby received and filed.

MOVED by Gray to adopt.

FORM APPROVED:

Glenna K. Frank, Assistant City Attorney

(13-2018-1.47)

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, BOESEN, COLEMAN, GATTO, GRAY, MANDELBAUM, WESTERGAARD, and 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.

T. M. Franklin, Mayor

Diane Rauh, City Clerk