

**Date** October 18, 2021

CONDITIONALLY APPROVING THREE LAKES ESTATES OUTLOTS  
PLAT 1 FINAL PLAT

WHEREAS, on April 16, 2001, the City Council approved to rezone property at 3010 E. Pine Avenue, from "A-1" (Agricultural) to "PUD" (Planned Unit Development), for development of the "Three Lakes Estate II" Concept Plan proposing 209 single-family lots and 194 units of attached townhomes, (5-7-01), subject to conditions.

WHEREAS, on December 2, 2019, by Roll Call No. 19-1911, the City Council approved and accepted PUD Restoration Bond No. 54227375 from United Fire and Casualty Company in the amount of \$214.385 as security for the estimated cost of site restoration, and,

WHEREAS, the City Plan and Zoning Commission approved the preliminary subdivision plat on April 15, 2021; and,

WHEREAS, the Permit and Development Center has recommended conditional approval of the final subdivision plat, subject to acceptance of final legal documents by the City Legal Department; and,

WHEREAS, subject to the conditions identified below, the said subdivision plat conforms to Iowa Code Sections 355.8, 354.6, and 354.11, and said subdivision plat conforms to the standards and conditions set forth in Chapter 106 of the Municipal Code of the City of Des Moines, Iowa; 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 identified above conforms to the PlanDSM: Creating Our Tomorrow Plan and the subdivision, with the required installation of public improvements, 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. Upon satisfaction of the conditions set forth below, the Mayor and City Clerk are hereby authorized and directed to execute approval on all copies of said subdivision plat as appropriate.
3. The City Clerk is hereby directed to provide the approved subdivision plat, a certified copy of this resolution, the attorney's title opinion and the attachments to the plat to the Community Development Department for delivery to the County Auditor for recording by the plat proprietors. The City Clerk is hereby further directed to send a copy of the subdivision plat to the Board of Education, Century Link Communications, Mid-American

Date \_\_\_\_\_

Energy, Mediacom, Des Moines Water Works, U.S. Post Office – Post Master, U.S. Post Office – Technical Sales and Services, City Engineer, City Land Records, Public Works – Street Department, Public Works – Forestry Division, Fire Department, Police Department – Research and Development Section, City Traffic and Transportation Division, Information Technology Department, and Community Development Department.

MOVED by Boesen to adopt.

(Council Communication No. 21- 427 )

FORM APPROVED:

Judy K. Parks-Kruse  
 Judy K. Parks-Kruse  
 Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
BOESEN	✓			
GATTO	✓			
GRAY	✓			
MANDELBAUM	✓			
VOSS	✓			
WESTERGAARD	✓			
TOTAL	7			

**CERTIFICATE**

I, P. Kay Cmelik, 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.

MOTION CARRIED APPROVED

J. M. Frank  
 Mayor

P. Kay Cmelik

City Clerk