



Roll Call Number

22-0594

Agenda Item Number

17

Date April 18, 2022

**APPROVING ELEVATE TOWNHOMES PLAT 1 FINAL PLAT
AND SUBDIVISION BOND**

WHEREAS, the final subdivision plat entitled Elevate Townhomes Plat 1, for property in the vicinity of 711, and 713 Monona Avenue, to be developed by Elevate Townhomes LLC, 2007 Southlawn Drive, Des Moines, IA, 50315, Adam Sieren, Authorized Agent, was submitted to the Development Services Department on April 6, 2021; and,

WHEREAS, the City Plan and Zoning Commission approved the preliminary subdivision plat on June 3, 2021; and,

WHEREAS, the Planning and Urban Design Division has recommended approval of the final subdivision plat: 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; and,

WHEREAS, the City Engineer has approved the amount of the security for subdivision improvements.

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. Subdivision bond number NIA 3990 from Merchants National Bonding Inc, in the amount of \$29,933.25 is hereby accepted and approved as adequate security for the completion of the required public improvements including public sidewalk and grading & erosion control within the plat.
3. The City Clerk is hereby directed to hold these bonds as security for the required public improvements and restoration of the project site until otherwise directed.
4. Upon satisfaction of the conditions set forth above, the Mayor and City Clerk are hereby authorized and directed to execute approval on all copies of said subdivision plat as appropriate.



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5. 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 Developer for delivery to the County Recorder 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 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 Development Services Department.

6. The Stormwater Facility Maintenance Agreement that has been provided incident to said subdivision plat is hereby approved and accepted, and the City Clerk is hereby authorized and directed to certify to the City's acceptance on such agreement.

Moved by Gatto to adopt; Second by Boesen.

(Council Communication No. 22- 180)

FORM APPROVED:

/s/ Thomas G. Fisher Jr.

Thomas G. Fisher Jr.

Deputy City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
BOESEN	✓			
GATTO	✓			
MANDELBAUM	✓			
SHEUMAKER	✓			
VOSS	✓			
WESTERGAARD	✓			
TOTAL	7			
MOTION CARRIED				APPROVED

J. M. Franklin Cownie Mayor

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.

P. Kay Cmelik

City Clerk