

ORDINANCE NO. 15,542

AN ORDINANCE repealing Ordinance No. 13,399, as amended by Ordinance No. 13,976, which provide for the division of revenue from taxation in the Airport Commerce Park South Urban Renewal Project Area in accordance with the provisions of Iowa Code Section 403.19, with such repeal to be effective June 30, 2017.

WHEREAS, by Ordinance No. 13,399 passed on December 2, 1996, as amended by Ordinance No. 13,976, passed July 23, 2001, the City Council provided for the division of revenue from taxation in the Airport Commerce Park South Urban Renewal Project Area in accordance with the provisions of Iowa Code Section 403.19; and,

WHEREAS, the adopted urban renewal plan for the Airport Commerce Park South Urban Renewal Project Area expires on June 30, 2017; and,

WHEREAS, the purpose of this ordinance is to memorialize the termination of the Airport Commerce Park South Urban Renewal Project by repealing Ordinance No. 13,399 and Ordinance No. 13,976 effective June 30, 2017.

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

Section 1. That Ordinance No. 13,399 passed on December 2, 1996, and Ordinance No. 13,976 passed July 23, 2001, which provide for the division of revenue from taxation in accordance with the provisions of Iowa Code Section 403.19 within the Airport Commerce Park South Urban Renewal Project Area more specifically described as follows:

Airport Commerce Park Plat 1, an Official Plat, excluding Lots 4, 5, and Outlot X, all now included in and forming a part of the City of Des Moines, Polk County, Iowa;

AND, Airport Commerce Park South, an Official Plat, all now included in and forming a part of the City of Des Moines, Polk County, Iowa;

AND, the entire Fleur Drive Right-of-way from the North right-of-way line of Army Post Road extended South to a line 3,400 feet South of the South right-of-way line of Army Post Road, all now included in and forming a part of the City of Des Moines, Polk County, Iowa,

are hereby repealed effective June 30, 2017.

Sec. 2. The certification of loans, advances, indebtedness and bonds for payment from the special fund for the Airport Commerce Park South Urban Renewal Project Area pursuant to Iowa Code §403.19 shall cease with the certification that was due on December 1, 2015, making the taxes collectable in the fiscal year beginning July 1, 2016, the last tax year subject to the division of revenue. Any funds held in the special fund for the Airport Commerce Park South Urban Renewal Project Area on July 1, 2017, and not obligated for the payment of loans,

advances, indebtedness and bonds eligible for payment from the special fund, shall be promptly refunded by the City Finance Director to the Polk County Auditor for allocation and payment into the funds of the respective taxing jurisdictions as taxes by or for the taxing districts in the same manner as taxes on all other property within the Airport Commerce Park South Urban Renewal Project Area.

Sec. 3. This Ordinance shall be effective upon final passage, approval and publication as provided by law.

FORM APPROVED:

Roger K. Brown, Assistant City Attorney

T. M. Franklin Cownie, Mayor

Attest:

I, Diane Rauh, City Clerk of the City of Des Moines, Iowa, hereby certify that the above and foregoing is a true copy of an ordinance (Roll Call No. 16-2093), passed by the City Council of said City at a meeting held December 5 2016 signed by the Mayor on December 5, 2016 and published and provided by law in the Business Record on December 23, 2016. Authorized by Publication Order No. 9883.

Diane Rauh, City Clerk