

Date February 26, 2007

RESOLUTION DENYING APPLICATION FOR TAX ABATEMENT
(7400 Fleur Drive)

WHEREAS, the Iowa Urban Revitalization Act, Iowa Code Chapter 404 (the "Act"), provides for partial exemption from property tax for the actual value added by improvements to property located in a designated Urban Revitalization Area which are consistent with the Urban Revitalization Plan for such Area; and,

WHEREAS, the Act provides that persons making improvements must apply to the City Council for tax abatement, and the City Council shall approve the application by resolution, subject to review by the Assessor, only if it finds (a) the project is located in a designated Urban Revitalization Area; (b) the project is in conformance with the Urban Revitalization Plan for such Area; and (c) the improvements were made during the time the area was so designated; and,

WHEREAS, the City Staff recommends that the application for tax abatement for the value added by improvements to 7400 Fleur Drive be denied for the reason that the use of the property as a medical clinic does not qualify for tax abatement under the criteria established for the area in which it is located.

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Des Moines, Iowa, that the application for tax abatement on the value added by improvements to 7400 Fleur Drive is hereby DENIED.

(Council Communication No. 07- 097)

MOVED by _____ to adopt.

FORM APPROVED:

Roger K. Brown

Roger K. Brown, Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
MEYER				
VLASSIS				
TOTAL				

MOTION CARRIED

APPROVED

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.

City Clerk

TAX 2006-00834

18

APPLICATION FOR TAX ABATEMENT UNDER THE DES MOINES CITY-WIDE URBAN REVITALIZATION PLAN

This application must be filed with the City by the 1st Working Day in February

ADDRESS OF PROPERTY 7400 Fleur Drive Des Moines, IA 50321

LEGAL DESCRIPTION OF PROPERTY: Lots 1 and 2 in Airport Crossroads Subdivision, an Official Plat, now included in and forming a part of the City of Des Moines, Polk County, Ia.

TITLE HOLDER OR CONTRACT BUYERS William Depuyres LLC

ADDRESS OF OWNER (IF DIFFERENT THAN ABOVE) same

PHONE NUMBER HOME WORK 515/285-6134

PROPOSED PROPERTY USE: RESIDENTIAL, RENTAL, COMMERCIAL (CIRCLED), INDUSTRIAL (CIRCLE ONE)
WILL THE PROPERTY BE? RENTAL, OWNER OCCUPIED (CIRCLE ONE)
WILL THE PROPERTY BE SERVED BY CITY SEWER? YES (CIRCLED), NO (CIRCLE ONE)

SPECIFY IMPROVEMENTS Land/site development, 17,500 sq ft Building with associated parking, internal build-outs.

ESTIMATED OR ACTUAL DATE OF COMPLETION 11/06

ESTIMATED OR ACTUAL COST OF IMPROVEMENTS \$3,200,000

TAX EXEMPTIONS SCHEDULE 1, 2, 3 (CIRCLED), 4A, 4B (CIRCLE ONE)
(SEE REVERSE SIDE FOR APPLICABLE TAX SCHEDULES)

IF RESIDENTIAL RENTAL PROPERTY, COMPLETE THE FOLLOWING NUMBER OF UNITS

TENANTS OCCUPYING THE BUILDING WHEN PURCHASED (OR PRESENT TENANTS IF UNKNOWN)/DATE OF TENANT OCCUPANCY/RELOCATION BENEFITS RECEIVED BY ELIGIBLE TENANTS/ATTACH LIST OF BUILDINGS BEING DEMOLISHED, IF ANY (TO BE CONTINUED ON SEPARATE PAGE IF NECESSARY)

TENANT	DATE OF OCCUPANCY	RELOCATION BENEFITS
William Depuyres LLC	7-06	ste 100
Oral Surgeons, P.C.	11-06	ste 200

I Certify that the above statements are true to the best of my knowledge.

SIGNATURE [Signature] DATE 1-24-07

Form with various fields for tax abatement details, including assessment value and eligible status.

WHEN COMPLETED RETURN TO: TAX ABATEMENT, PERMIT AND DEVELOPMENT CENTER 602 ROBERT D. RAY DR. (FORMERLY E. 1ST STREET), DES MOINES, IA 50309

FILING THIS APPLICATION DOES NOT CONSTITUTE APPROVAL