



Roll Call Number

21-1720

Agenda Item Number

14

Date November 15, 2021

CONDITIONALLY APPROVING WOODBURY PLAT 1 FINAL PLAT AND ACCEPTING
SUBDIVISION IMPROVEMENT BOND

WHEREAS, the final plat for Woodbury Plat 1, located in the vicinity of 3401 East 56th Street., J Larson Homes, LLC, 10604 NW 75th Place, Johnston, IA 50131, John Larson, Authorized Agent, was submitted to the Development Services; and,

WHEREAS, the City Plan and Zoning Commission approved the preliminary subdivision plat on March 5, 2020; 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. The subdivision plat entitled Woodbury Plat 1 is hereby approved, and subdivision bond improvement bond number 5933387 from Old Republic Surety Company in the amount of \$140,450.00 has been received for the completion of the required public improvements and sidewalks within the plat, and approval of the same by the City Legal Department
3. 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.
4. 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



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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.

- 5. The Permanent Easements for public utilities, storm sewer, surface water flowage, stormwater management facilities, and sidewalk, have been provided incident to the said subdivision plat are hereby approved and accepted subject to the final approval of the City Legal Department, and the City Clerk is hereby authorized and directed to certify to the City's acceptance on each such easement upon approval by the City Legal Department.

MOVED by Gatto to adopt.

(Council Communication No. 21- **485**)

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. Franklin Cownie Mayor

P. Kay Cmelik City Clerk