



Date February 7, 2022

APPROVING FINAL SUBDIVISION PLAT FOR THE MARKET DISTRICT

WHEREAS, the final subdivision plat titled The Market District, for property in the vicinity of SE 4th Street and E Market Street, generally from the Des Moines River on the west to SE 5th Street on the east and from E Vine Street on the north to E Martin Luther King Jr. Parkway on the south to be developed by The District Developer, LLC, 350 E Locust Street, Suite 500, Des Moines, IA, 50309, Paul Hayes, Authorized Agent, was submitted to the Development Services Department on November 8, 2021; and,

WHEREAS, the City Plan and Zoning Commission approved the preliminary subdivision plat on November 5, 2020; and,

WHEREAS, subject to the conditions identified below, the 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 City as an owner of property within the plat hereby consents to the plat and authorizes the City Manager or his designee to execute any documents necessary to file the plat with the Polk County Recorder's Office or with any other governmental agency requiring confirmation in addition to this resolution.
3. 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.
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 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



Roll Call Number

22-0163

Agenda Item Number

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Date February 7, 2022

Development Section, City Traffic and Transportation Division, Information Technology Department, and Development Services Department.

MOVED by Gatto to adopt. Second by Boesen.

(Council Communication No. 22- 043)

FORM APPROVED:

/s/ Thomas G. Fisher Jr.

Thomas G. Fisher, Jr.
Assistant City Attorney

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, BOESEN, GATTO, MANDELBAUM, SHEUMAKER, VOSS, WESTERGAARD, and TOTAL.

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