

**BUSINESS OF THE CITY COUNCIL
WINDSOR HEIGHTS, IOWA
AGENDA STATEMENT**

Item No. 11
For Meeting of 02/01/10

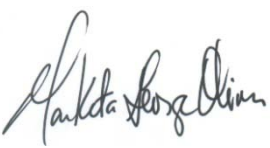
ITEM TITLE: Consideration of resolution accepting the plat of 2004 63rd Street of Windsor Heights, IA

CONTACT PERSON: Marketa George Oliver, City Administrator

SUMMARY EXPLANATION

The property at 2004 63rd Street was recently constructed. In April, 2009, the Council approved a planned unit development ordinance to enable the owner to sell the units individually. The County recorder has since contacted the property owner to request a plat resolution in addition to the ordinance, in order to record the plat and enable individual ownership. Attached is a resolution to meet this requirement.

Staff recommends approval of the resolution to enable individual ownership of the units.

<u>Resolution</u> <input checked="" type="checkbox"/> <u>Ordinance</u> <input type="checkbox"/> <u>Contract</u> <input type="checkbox"/> <u>Other (Specify)</u> <input type="checkbox"/>
Funding Source

APPROVED FOR SUBMITTAL _____ City Administrator

STAFF RECOMMENDATION: Pass resolution on a roll call vote.

COUNCIL ACTION:

RESOLUTION NO. 10-0201/

RESOLUTION ACCEPTING THE PLAT OF 2004 63rd Street OF WINDSOR HEIGHTS, IOWA

WHEREAS, there has been submitted to the City Council of Windsor Heights, Iowa, a plat located at 2004 63rd Street in Windsor Heights, Iowa, said plat involving the following described real estate:

LEGAL DESCRIPTION:

PARCEL "A" AND PARCEL "B" OF LOTS 1 AND 2 IN SUBURBAN FARMS, AN OFFICIAL PLAT, WINDSOR HEIGHTS, POLK COUNTY, IOWA, AS SHOWN ON THE PLAT OF SURVEY RECORDED IN BOOK 12806 AT PAGE 350 IN THE OFFICE OF THE POLK COUNTY RECORDER.

SAID TRACT OF LAND CONTAINS 0.58 ACRES MORE OR LESS.

SAID TRACT OF LAND BEING SUBJECT TO AND TOGETHER WITH ANY AND ALL EASEMENTS OF RECORD.

Lots 1, 2, 3, 4, 5, 6, 7, 8, and Outlot "X", Timberline Townhomes Plat 1, an Official Plat, Windsor Heights, Polk County, Iowa.

and

WHEREAS, the owners have complied with all conditions as set forth in the ordinances of the City of Windsor Heights, Iowa, and

WHEREAS, it is the opinion of the City Council of Windsor Heights, Iowa, that the said plat be accepted.

NOW, THEREFORE, BE IT RESOLVED by the City Council of Windsor Heights, Iowa, that the said plat of 2004 63rd Street, of Windsor Heights, Iowa, be and the same is hereby approved and accepted for and on behalf of the City of Windsor Heights, Iowa, and the lands shown on said plat which are dedicated for the perpetual use of the public are hereby accepted by the City of Windsor Heights, Iowa, and all acts and doings by the grantors in the premises are hereby confirmed and approved by the City Council of Windsor Heights, Iowa, on this 1st day of February 2010.

Passed by the City Council and approved this 1st day of February, 2010.

David J. Sullivan, Mayor

ATTEST:

Marketa George Oliver, City Administrator/Clerk