RESOLUTION 19-115

RESOLUTION WAIVING THE CITY OF COUNCIL BLUFFS REVIEW OF PARCEL NUMBER 7443 17 176 006 OTHERWISE IDENTIFIED AS 13667 192ND STREET. AND AUTHORIZING AN AGREEMENT FOR THE FUTURE VOLUNTARY ANNEXATION TO INCLUDE THE FOLLOWING;

1. The Owner shall submit to the City a petition for voluntary annexation to take place no sooner than January 1, 2024. The subdivision plat shall reflect that all parcels generated by any future subdivision of the Subject Parcel shall be subject to the petition for voluntary annexation. Owner shall also be obligated at the time of transfer of any such parcel to include in the transfer documents the requirement of all subsequent Owners to commit to said voluntary annexation under the same terms and conditions set out in this agreement.

2. Owner also agrees that, if and when the City extends sanitary sewer lines to service this area, it shall connect to same within a reasonable amount of time. Owner further agrees to so bind any subsequent purchaser of any parcels generated by the subdivision of the Subject Parcel.

WHEREAS, Pursuant to the two-mile limit area policy agreement entered between Pottawattamie County and the City of Council Bluffs, the city will defer to the county for the appropriateness of certain subdivisions; and

WHEREAS, two-mile policy agreement between the City and County is of questionable applicability to this parcel at this time; and

WHEREAS, The owner of said parcel is requesting that the city waive review on a proposed subdivision of same and that any annexation of the parcel be deferred for 5 years; and

WHEREAS, It is the opinion of the City Council that it is appropriate and reasonable for City of Council Bluffs to waive review and prepare an agreement for future voluntary annexation with the property owner.

NOW, THEREFORE, BE IT RESOLVED
BY THE CITY COUNCIL OF THE
THE CITY OF COUNCIL BLUFFS, IOWA

That the Mayor is hereby authorized to waive review of the property at 13667 192nd street and the Agreement for Future Voluntary Annexation be prepared for 13667 192nd Street Council Bluffs, Iowa.

PASSED AND APPROVED: May 6, 2019

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Matthew J. Walsh, Mayor

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Jodi Quakenbush, City Clerk