

4-7-97 Do Pass  
5-4/10/97 judiciary  
5-4-17-97 Do Pass

MAR 31 1997  
JUDICIARY

HOUSE FILE 717  
BY RANTS

Passed House, Date 4/10/97 (p. 1150) Passed Senate, Date 4/22/97  
Vote: Ayes 95 Nays 0 Vote: Ayes 50 Nays 0  
Approved May 1, 1997

(P. 1324)

A BILL FOR

1 An Act to legalize the proceedings taken by the Sergeant Bluff  
2 city council to grant an urban revitalization tax exemption  
3 for certain property and providing an effective and  
4 retroactive applicability date.  
5 WHEREAS, the city of Sergeant Bluff decided in February of  
6 1996 to designate a portion of the city as an urban  
7 revitalization area under chapter 404; and  
8 WHEREAS, Sioux City Brick and Tile held a groundbreaking  
9 ceremony on April 11, 1996, and began construction on property  
10 within the urban revitalization area on August 1, 1996; and  
11 WHEREAS, the Sergeant Bluff city council adopted, on December  
12 17, 1996, a resolution in accordance with section 404.2 stating  
13 the necessity for establishing the urban revitalization area in  
14 which property owned by Sioux City Brick and Tile would be  
15 eligible for the urban revitalization property tax exemption; and  
16 WHEREAS, the Sergeant Bluff city council held a public hearing  
17 on the proposed urban revitalization area and adopted the plan  
18 for the revitalization area in accordance with section 404.2 on  
19 January 28, 1997; and  
20 WHEREAS, the Sergeant Bluff city council erroneously believed  
21 that the Sioux City Brick and Tile property would be qualified  
22 for the urban revitalization tax exemption as of January 28,  
23 1997, even though construction was completed prior to that date;  
24 and

HF 717

1 WHEREAS, section 404.3, subsection 7, requires the  
2 construction to be undertaken during the period in which the  
3 property was in a designated urban revitalization area; NOW  
4 THEREFORE,  
5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35

1 Section 1. All proceedings taken by the Sergeant Bluff  
 2 city council regarding the adoption of the urban  
 3 revitalization plan are hereby legalized and constitute a  
 4 valid adoption of an urban revitalization plan.

5 Sec. 2. This Act, being deemed of immediate importance,  
 6 takes effect upon enactment and is retroactively applicable on  
 7 and after April 1, 1996.

8 EXPLANATION

9 This bill legalizes the adoption of an urban revitalization.  
 10 plan by the city council of the city of Sergeant Bluff, thus  
 11 making certain property of the Sioux City Brick and Tile  
 12 Company eligible for the urban revitalization property tax  
 13 exemption. Due to an error, the city council, which had  
 14 agreed to adopt the urban revitalization plan in February of  
 15 1996, did not adopt the urban revitalization plan until  
 16 January 28, 1997, too late for the property of Sioux City  
 17 Brick and Tile to qualify for the tax exemption under Code  
 18 section 404.3.

19  
 20  
 21  
 22  
 23  
 24  
 25  
 26  
 27  
 28  
 29  
 30  
 31  
 32  
 33  
 34  
 35

HOUSE FILE 717

AN ACT

TO LEGALIZE THE PROCEEDINGS TAKEN BY THE SERGEANT BLUFF CITY COUNCIL TO GRANT AN URBAN REVITALIZATION TAX EXEMPTION FOR CERTAIN PROPERTY AND PROVIDING AN EFFECTIVE AND RETROACTIVE APPLICABILITY DATE.

WHEREAS, the city of Sergeant Bluff decided in February of 1996 to designate a portion of the city as an urban revitalization area under chapter 404; and

WHEREAS, Sioux City Brick and Tile held a groundbreaking ceremony on April 11, 1996, and began construction on property within the urban revitalization area on August 1, 1996; and

WHEREAS, the Sergeant Bluff city council adopted, on December 17, 1996, a resolution in accordance with section 404.2 stating the necessity for establishing the urban revitalization area in which property owned by Sioux City Brick and Tile would be eligible for the urban revitalization property tax exemption; and

WHEREAS, the Sergeant Bluff city council held a public hearing on the proposed urban revitalization area and adopted the plan for the revitalization area in accordance with section 404.2 on January 28, 1997; and

WHEREAS, the Sergeant Bluff city council erroneously believed that the Sioux City Brick and Tile property would be qualified for the urban revitalization tax exemption as of January 28, 1997, even though construction was completed prior to that date; and

WHEREAS, section 404.3, subsection 7, requires the construction to be undertaken during the period in which the property was in a designated urban revitalization area; NOW THEREFORE,

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. All proceedings taken by the Sergeant Bluff city council regarding the adoption of the urban revitalization plan are hereby legalized and constitute a valid adoption of an urban revitalization plan.

Sec. 2. This Act, being deemed of immediate importance, takes effect upon enactment and is retroactively applicable on and after April 1, 1996.

---

RON J. CORBETT  
Speaker of the House

---

MARY E. KRAMER  
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 717, Seventy-seventh General Assembly.

---

ELIZABETH ISAACSON  
Chief Clerk of the House

Approved May 1, 1997

---

TERRY E. BRANSTAD  
Governor

HF 717