

ORDINANCE NO. 14,956

AN ORDINANCE temporarily waving all permit fees for the repair, renovation or replacement of structures damaged by the recent flooding and surcharge of the sanitary and storm sewer systems within the City of Des Moines.

WHEREAS, the recent flooding and surcharge of the sanitary and storm sewer systems within the City of Des Moines has severely damaged or destroyed a number of dwellings, places of business and other structures and improvements in the City creating an emergency situation; and,

WHEREAS, it is in the public interest to assist in the efforts of the affected property owners and tenants to repair, renovate, relocate, demolish or replace the structures and improvements damaged by the flooding and surcharge of the sanitary and storm sewer systems; and,

WHEREAS, the imposition and collection of permit fees on such activities would add a further impediment to recovery by the affected property owners and tenants; and,

WHEREAS, for the public safety and welfare all repairs, renovation, relocation, demolition and construction work should be performed by qualified persons with appropriate permits and inspections; NOW THEREFORE,

BE IT ORDAINED, by the City Council of the City of Des Moines, Iowa, as follows:

Section 1. Fees Waived.

A. The following fees imposed by the Municipal Code of the City of Des Moines for licenses and permits are hereby waived and shall not be collected for activities undertaken to repair, renovate, relocate, demolish or replace structures and improvements damaged by flooding or the surcharge of the sanitary and storm sewer systems:

Section 26-138 building, demolition, obstruction, sign, electrical, mechanical and plumbing permit fees. However, reinspection fees are not hereby waived.

Section 42-89 grading permit fees

Sections 82-3 and 134-153 certificate of occupancy and compliance fees

Section 82-207 site plan application and amendment fees

B. The rental inspection fees imposed by Section 60-54 of the Municipal Code of the City of Des Moines are hereby waived for inspections prompted by flooding or the surcharge of the sanitary and storm sewer systems.

C. The waiver of fees provided for by this ordinance shall apply only to activities undertaken to repair, renovate, relocate, demolish or replace structures and improvements damaged by flooding or the surcharge of the sanitary or storm sewer systems that has occurred in

the month of August, 2010. The Community Development Director may require the party requesting the waiver of fees pursuant to this ordinance, to provide such information as may be necessary to verify that the activities being undertaken by the party qualify for the waiver of fees.

Sec. 2. DURATION OF WAIVER.

This waiver of fees shall apply to permits applied for between August 10, 2010 and May 10, 2011, both dates inclusive.

Sec. 3. EFFECTIVE DATE.

This ordinance shall be in full force and effect from and after its passage and publication as required by law. This ordinance and any waiver of fees allowed pursuant to this ordinance shall lapse and be of no further force and effect from and after May 10, 2011.

FORM APPROVED:

Roger K. Brown, Assistant City Attorney

T. M. Franklin Cownie, Mayor

Attest:

I, Laura Baumgartner, Chief Deputy City Clerk of the City of Des Moines, Iowa, hereby certify that the above and foregoing is a true copy of an ordinance (Roll Call No. 10-1341), passed by the City Council of said City at a meeting held August 16, 2010 signed by the Mayor on August 16, 2010 and published as provided by law in the Business Record on August 30, 2010. Authorized by Publication Order No. 7167.

Laura Baumgartner, Chief Deputy City Clerk