

ORDINANCE NO. 15,685

AN ORDINANCE temporarily waiving sewer, solid waste collection and stormwater management service charges to qualifying properties damaged by the recent flooding within the City of Des Moines.

WHEREAS, the recent flooding 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 flood damaged structures and improvements; and,

WHEREAS, on July 9, 2018, by the adoption of Ordinance No. 15,682 the City Council waived permit fees for activities undertaken to repair, renovate, relocate, demolish or replace structures and improvements damaged in June and July, 2018, by flooding or the surcharge of the sanitary and storm sewer systems; and,

WHEREAS, the continued assessment of sewer, solid waste collection and stormwater management service charges to properties which have lost water service due to damage caused by flooding or the surcharge of the sanitary and storm sewer systems while such damage is being addressed would add a further impediment to recovery by the affected property owners and tenants.

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

Section 1. SERVICE CHARGES WAIVED.

The following service charges imposed by the Municipal Code of the City of Des Moines are hereby waived and shall not be collected for service to properties which have lost water service due to damage caused by flooding or the surcharge of the sanitary and storm sewer systems occurring in the months of June and July, 2018:

- a) Section 98-55 solid waste collection service charges
- b) Section 118-149 sanitary sewer service charges
- c) Section 118-275 stormwater management charges

The Public Works Director may require the party requesting the waiver of charges pursuant to this ordinance, to provide such information as may be necessary to verify that the property qualifies, or continues to qualify for the waiver of charges.

Sec. 2. DURATION OF WAIVER.

The waiver of service charges allowed by this ordinance shall continue until the earlier of the date water service is restored to the property; or, July 1, 2019.

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 July 1, 2019.

FORM APPROVED:

Roger K. Brown, Assistant City Attorney

T. M. Franklin Cownie, Mayor

Attest:

I, Diane Rauh, 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. 18-1217), passed by the City Council of said City at a meeting held July 16, 2018 signed by the Mayor on July 16, 2018 and published and provided by law in the Business Record on August 3, 2018. Authorized by Publication Order No. 10423.

Diane Rauh, City Clerk