

Date..... April 23, 2007

**APPROVING AN AMENDMENT TO THE SCHEDULE OF
FEES AND ADMINISTRATIVE PENALTIES
TO HOUSING CODE**

WHEREAS, Chapter 60, Housing Code, of the Municipal Code of the City of Des Moines provides for inspection and reinspection fees for dwelling units, residential structures, accessory structures, rooming and boarding houses, and rooming house reinspections and the appeal process in the amounts set in a Schedule of Fees adopted by the City Council by resolution.

WHEREAS, Chapter 60, Housing Code of the Municipal Code of the City of Des Moines provides for failure to correct violations and the appeal process in amounts set in Schedule of Administrative Penalties adopted by the City Council by resolution

WHEREAS, an amendment to the Schedule of Fees concerning the fees for inspection and reinspection fees for dwelling units, residential structures, accessory structures, rooming and boarding houses and rooming houses, and the appeal process and amendment to the Schedule of Administrative Penalties for failure to correct violations and the appeal process has been prepared for Council consideration and is recommended for adoption, which amendment is appended hereto and is now on file in the office of the City Clerk.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa that the amendment to the Schedule of Fees and Schedule of Administrative Penalties appended hereto is hereby approved and adopted.

AND BE IT FURTHER RESOVLED that the City Clerk is hereby authorized and directed to incorporate said amendment into the Schedule of Fees and Schedule of Administrative Penalties, and to maintain said Schedule of Fees and Schedule of Administrative Penalties, as amended, on file in the offices of the City Clerk

★ Roll Call Number

Agenda Item Number

49A

Date April 23, 2007


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for public reference, and amendment to become effective upon publication of Chapter 60 of the Municipal Code of the City of Des Moines.

(Council Communication No. 07-_____)

Moved by _____ to adopt.

APPROVED AS TO FORM:



 Vicky Long Hill
 Assistant City Attorney

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COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
MEYER				
VLASSIS				
TOTAL				

MOTION CARRIED

APPROVED

 Mayor

CERTIFICATE

I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

 City Clerk

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ADMINISTRATIVE PENALTIES

Housing Code	Description of Violation	Penalty Amount	Effective Date
26-491	Failure to correct violations		
60-85(1)	Owner fails to arrange for an inspection	\$5.00 per day	4/21/03
60-85(2)	Violation not corrected within the time designated in the notice of violation, unless granted an extension of time	\$5.00 per day	4/21/03
	Appeals		
26-513(d) 60-102(d)	Failure to comply with an inspection notice and referral to the Housing Appeal Board	\$150.00 500.00	4/9/07
26-513(e) 60-102(d)	Structure referred to Housing Appeal Board but brought into compliance prior to board meeting	\$65.00 200.00	4/9/07
60-202(3)	Real estate contract sales inspection filing fee	\$75.00	4/9/07

Adopted by Roll Call No. 03-911 on April 21, 2003.
Amended by Roll Call No. 07-___ on April 23, 2007

SCHEDULE OF FEES

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Housing Code	Description Of Service/Permit	Fee	Effective Date
26-474(1)60-54(1)	<p>Inspection and Reinspection Fees Dwelling units, residential structures and accessory structures: For the first unit: <u>First unit: Initial</u> <u>Duplex unit: Renewal</u> <u>Duplex unit: Initial</u> <u>Multiple dwelling (first 2 units) Renewal and Initial</u> For the second unit: For each additional unit after the second unit and common areas: <u>Reinspections:</u> <u>First unit</u> <u>Two units</u> <u>Additional units</u> Rooming and boarding houses: For the first unit: For each additional unit and common areas: <u>Rooming House Reinspections:</u> <u>First unit</u> <u>Additional units</u></p>	<p>\$100.00 <u>85.00</u> <u>\$120.00</u> <u>\$108.00</u> <u>\$142.00</u> <u>\$108.00</u> <u>\$50.00</u> <u>\$25.00 18.50</u></p> <p><u>\$ 53.00</u> <u>\$ 68.00</u> <u>\$ 15.00</u></p> <p><u>\$100.00 108.00</u> <u>\$10.00 7.50</u></p> <p><u>\$ 53.00</u> <u>\$ 5.00</u></p>	11/4/02
26-474(4)60-54(4)	Registration fee for newly constructed or renovated rental structures receiving a Certificate of Occupancy	\$65.00	4/21/03
60-54(4)	Inspections of structures under legal enforcement	\$100.00/per inspection	

	Description Of Service/Permit	Fee	Effective Date
	Appeals		
26-513(b)60-102(a)(1)	Objection to an inspection fee	\$150.00	4/21/03
26-513(e)60-102(a)(3)	Application for a variance under the Housing Code	\$60.00	11/19/90

*Housing Fees adopted by Roll Call No. 03-318 on January 10, 2003.
 Amended by Roll Call No. 03-910, dated April 21, 2003
 Amended by Roll Call No. 07-____, dated April 23, 2007*