

Date September 10, 2007

SETTING DATE OF HEARING ON AMENDMENT
TO SUBDIVISION ORDINANCE

WHEREAS, the City of Des Moines is required to adopt an ordinance by October 1, 2007, which addresses the post construction control of stormwater runoff in order to comply with the Iowa Department of Natural Resources NPDES Permit issued to the City to operate its municipal separate storm sewer system, and such ordinance amends certain provisions of the Subdivision Regulations in Chapter 106 of the Municipal Code; and

WHEREAS, in order to provide for three readings of the proposed ordinance prior to the October 1 deadline, the Council approved first consideration of such ordinance at its August 20, 2007 meeting by Roll Call No. 07-1644; and

WHEREAS, Section 106-7 of the Subdivision Ordinance provides that no amendment to Chapter 106 shall become effective until after study and report by the City Plan and Zoning Commission and until after public notice and hearing before the Commission and the City Council.

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

1. That the meeting of the City Council at which the proposed amendment to Sections 106-2 and 106-136, and add new section 106-201 of the City of Des Moines Municipal Code are to be considered shall be held in the Council Chambers, City Hall, Des Moines, Iowa at 5:00 p.m. on September 24, 2007, at which time the City Council will hear both those who oppose and those who favor the proposal.
2. That the City Clerk is hereby authorized and directed to cause notice of said proposal in the accompanying form to be given by publication once, not less than four (4) days and not more than twenty (20) days before the date of hearing, all as specified in Section 362.3 of the Iowa Code.

(continued)

★ Roll Call Number

Agenda Item Number

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Date September 10, 2007

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MOVED by _____ to adopt.

FORM APPROVED:

Ann DiDonato
Ann DiDonato
Assistant City Attorney

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

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

MOTION CARRIED

APPROVED

Mayor