

Date October 12, 2009

An Ordinance entitled, "AN ORDINANCE to amend the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, and amended by Ordinance 14,093 passed June 3, 2002, and Ordinance No. 14,177 passed December 16, 2002, and Ordinance No. 14,213 passed March 10, 2003, and Ordinance 14,567 passed June 5, 2006, and Ordinance 14,693 passed August 20, 2007, by adding a new paragraph (g) to Sections 46-1 and amending Section 46-62, relating to permits required for open fires or open burns and deletions of sections in the international fire code",

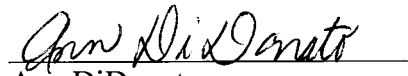
presented.

(Council Communication No. **09-708**)

Moved by \_\_\_\_\_ that this ordinance be considered and given first vote for passage.

FORM APPROVED:

(First of three required readings)

  
Ann DiDonato  
Assistant City Attorney

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

## ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE to amend the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, and amended by Ordinance 14,093 passed June 3, 2002, and Ordinance No. 14,177 passed December 16, 2002, and Ordinance No. 14,213 passed March 10, 2003, and Ordinance 14,567 passed June 5, 2006, and Ordinance 14,693 passed August 20, 2007, by adding a new paragraph (g) to Sections 46-1 and amending Section 46-62, relating to permits required for open fires or open burns and deletions of sections in the international fire code.

Be It Ordained by the City Council of the City of Des Moines, Iowa:

Section 1. That the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, and Ordinance No. 14,177 passed December 16, 2002, and Ordinance No. 14,213 passed March 10, 2003, and Ordinance 14,567 passed June 5, 2006, and Ordinance 14,693 passed August 20, 2007 is hereby amended by adding a new paragraph (g) to Sections 46-1 and amending Section 46-62, relating to permits required for open fires or open burns and deletions of sections in the international fire code, as follows:

**Sec. 46-1. Permits required.**

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(g) A permit shall be required for open fires or open burns pursuant to section 46-61. Outdoor fireplaces or grills burning untreated wood or charcoal used solely for the non-commercial preparation of food shall not be required to obtain a permit,

~~(g)~~ h) The permit fees required by this section shall be doubled whenever a permit is not obtained prior to conducting the activities described in this section. No additional permits shall be issued to any person who owes the city the double fee established in this subsection.

**Sec. 46-62. Deletions.**

The following sections are hereby deleted from the international fire code adopted in section 46-61 of this article and are of no force or effect in this chapter:

- (1) Sections 307.4, 307.4.1, 307.4.2, and 1106.5.4.
- (2) Appendix A.

Sec. 2. This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

FORM APPROVED:

  
 \_\_\_\_\_  
 Ann DiDonato  
 Assistant City Attorney