

★ Roll Call Number

Agenda Item Number  
3A

Date August 16, 2010

An Ordinance entitled, "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",

which was considered and voted upon under Roll Call No. 10- \_\_\_\_\_ of August \_\_\_\_, 2010; again presented.

MOVED by \_\_\_\_\_ that the rule requiring that an ordinance must be considered and voted on for passage at two Council meetings prior to the meeting at which it is to be finally passed be suspended, that the ordinance be placed upon its final passage and that the ordinance do now pass.

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

NOTE: Waiver of this rule is requested by the Community Development Director.

FORM APPROVED:

\_\_\_\_\_  
Roger K. Brown  
Assistant City Attorney  
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COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GRIESS				
HENSLEY				
MAHAFFEY				
MEYER				
MOORE				
TOTAL				
MOTION CARRIED			APPROVED	

**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.

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Clerk

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

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:

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Roger K. Brown  
Assistant City Attorney

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