



Roll Call Number

Agenda Item Number

53C

Date February 20, 2017

RESOLUTION APPROVING AMENDMENTS TO THE SCHEDULE OF ADMINISTRATIVE PENALTIES FOR VIOLATIONS IMPOSED BY CHAPTER 60, HOUSING CODE

WHEREAS, by Ordinance No. \_\_\_\_\_ passed February 20, 2017, the City Council adopted a new Chapter 60, Housing Code, to the Des Moines City Code; and,

WHEREAS, Ordinance No. \_\_\_\_\_, amended Chapter 60 regarding international property maintenance code, public nuisance code and real estate contract sales inspection; and

WHEREAS, the purpose of the proposed amendments to the Administrative Penalties are to reflect the changes to the organization of Chapter 60 and the new section numbers assigned to the various provisions that reference the Administrative Penalties; and,

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

BE IT FURTHER RESOLVED that the City Clerk is hereby authorized and directed to incorporate said amendment into the Schedule of Administrative Penalties, and to maintain said schedule of administrative penalties, as amended, on file in the offices of the City Clerk of public reference.

(Council Communication No. 17- 082 )

MOVED by \_\_\_\_\_ to adopt.

FORM APPROVED:

Jessica D. Spoden
Assistant City Attorney

Table with columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, COLEMAN, GATTO, GRAY, HENSLEY, MOORE, WESTERGAARD, and 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

**SCHEDULE OF ADMINSTRATIVE PENALTIES**

	<b>Description Of Service/Permit</b>	<b>Fee</b>	<b>Effective Date</b>
<b>Neighborhood Inspection Rental Code</b>			
<b>60-4485</b>	<b>Penalties for failure to correct violations</b>		
60-4485(1)	Failure to timely schedule re-inspection after notice of violation	\$5.00 per day	4/23/07 <u>Upon publication</u>
60-4485(2)	Failure to timely correct violation within the time designated in the notice of violation, unless granted an extension of time.	\$5.00 per day	4/23/07 <u>Upon publication</u>
<b>60-1588</b>	<b>Collection of fees, fines, penalties and costs</b>		
60-88(e)	Late payment penalty (limited by I.C. 364.17)	\$25.00	11/24/08 <u>Upon publication</u>
<b>60-44104</b>	<b>Maximum penalties to be imposed by the Board</b>		
60-104(a)	Maximum daily penalty for each cited violation until the violation is remedied.	\$5.00 per day	11/24/08 <u>Upon publication</u>
	Maximum total penalty for all cited violations within a single building.	\$5,000.00	

*Housing Penalties adopted by Roll Call No. 03-910, dated April 21, 2003*

*Amended by Roll Call No. 07-780, dated April 23, 2007*

*Amended by Roll Call No. 08-1788, dated October 13, 2008, and effective as of November 24, 2008.*

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