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Date November 20, 2017.....

**HOLD HEARING TO REVIEW THE ANTICIPATED ENVIRONMENTAL IMPACT OF THE RIVER BEND AND KING IRVING SEWER SEPARATION PROJECT, AND TO MAKE THE ENVIRONMENTAL INFORMATION DOCUMENT AVAILABLE**

**WHEREAS**, the City of Des Moines developed a Long Term Control Plan (hereinafter “Plan”) to eliminate combined sewer overflows as submitted to the Iowa Department of Natural Resources (IDNR) in compliance with the current National Pollutant Discharge Elimination System (NPDES) permit for the operation of Wastewater Collection System and the Consent Decree with the IDNR dated April 28, 2010; and

**WHEREAS**, the River Bend and King Irving Sewer Separation Project (hereinafter “Project”) was developed as part of said Plan and includes the removal of storm water inlets from the combined sewer system tributary to the 2<sup>nd</sup> Avenue and Franklin Avenue Combined Sewer Overflow and other flows into the combined sewer system within the project area; and

**WHEREAS**, the Project area is located north of downtown Des Moines and is bounded on the east by 2<sup>nd</sup> Avenue, to the south by I-235, to the west by 12<sup>th</sup> Street, and the Des Moines River to the north; and

**WHEREAS**, the City anticipates applying with the State of Iowa Clean Water State Revolving Fund loan program to fund the Project in part; and

**WHEREAS**, pursuant to the requirements of the State of Iowa Clean Water State Revolving Fund loan program, before the City can proceed with the Project, the City must hold a public hearing to inform area residents of the proposed Project, to discuss the potential environmental impact of the proposed Project to the community as determined by the State’s Department of Natural Resources (DNR) Environmental Review, to discuss the City’s facility plan for the Project, and to address area residents’ concerns, if any, with the Project.

**WHEREAS**, on October 9, 2017, by Roll Call No. 17-1739, it was duly resolved by the City Council of the City of Des Moines, Iowa, that the public hearing be set on November 20, 2017, at 5:00 p.m., in the City Council Chambers.

**WHEREAS**, due notice of said proposal to convey the Property was given, setting forth the time and place for hearing on said proposal; and

**WHEREAS**, in accordance with City Council direction, those interested, both for and against, have been given an opportunity to be heard with respect thereto and have presented their views to the City Council.

★ **Roll Call Number**

**Agenda Item Number**

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Date November 20, 2017

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Des Moines, Iowa, that:

1. That all objections and endorsements having been fully reviewed and considered, the hearing to inform area residents of the proposed Project, to discuss the potential environmental impact of the proposed Project to the community as determined by the State's Department of Natural Resources (DNR) Environmental Review, and to address area residents' concerns, if any, with the Projects, is hereby concluded and the public hearing is closed.
2. That the Mayor is authorized and directed to sign the Environment Information Document (EID), and the City Clerk is authorized and directed to attest to the Mayor's signature.

(Council Letter Number 17-198 attached)  
Activity ID 07-2018-002

Moved by \_\_\_\_\_ to adopt.

FORM APPROVED:   
Lisa A. Wieland  
Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GATTO				
GRAY				
HENSLEY				
MOORE				
WESTERGAARD				
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