

Date July 16, 2018

An Ordinance entitled, "AN ORDINANCE temporarily waiving sewer, solid waste collection and stormwater management service charges to qualifying properties damaged by the recent flooding within the City of Des Moines".

presented.

(Communication No. 18-368)

MOVED by _____ that this ordinance be considered and given first vote for passage.

FORM APPROVED:

(First of three required readings)

Roger K Brown
 Roger K. Brown
 Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BOESEN				
COLEMAN				
GATTO				
GRAY				
MANDELBAUM				
WESTERGAARD				
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.

MOTION CARRIED APPROVED

 Mayor

 City Clerk

ORDINANCE NO. _____

AN ORDINANCE temporarily waiving sewer, solid waste collection and stormwater management service charges to qualifying properties damaged by the recent flooding within the City of Des Moines.

WHEREAS, the recent flooding 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 flood damaged structures and improvements; and,

WHEREAS, on July 9, 2018, by the adoption of Ordinance No. 15,682 the City Council waived permit fees for activities undertaken to repair, renovate, relocate, demolish or replace structures and improvements damaged in June and July, 2018, by flooding or the surcharge of the sanitary and storm sewer systems; and,

WHEREAS, the continued assessment of sewer, solid waste collection and stormwater management service charges to properties which have lost water service due to damage caused by flooding or the surcharge of the sanitary and storm sewer systems while such damage is being addressed would add a further impediment to recovery by the affected property owners and tenants.

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

Section 1. SERVICE CHARGES WAIVED.

The following service charges imposed by the Municipal Code of the City of Des Moines are hereby waived and shall not be collected for service to properties which have lost water service due to damage caused by flooding or the surcharge of the sanitary and storm sewer systems occurring in the months of June and July, 2018:

- a) Section 98-55 solid waste collection service charges
- b) Section 118-149 sanitary sewer service charges
- c) Section 118-275 stormwater management charges

The Public Works Director may require the party requesting the waiver of charges pursuant to this ordinance, to provide such information as may be necessary to verify that the property qualifies, or continues to qualify for the waiver of charges.

Sec. 2. DURATION OF WAIVER.

The waiver of service charges allowed by this ordinance shall continue until the earlier of the date water service is restored to the property; or, July 1, 2019.

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 July 1, 2019.

FORM APPROVED:

Roger K Brown

Roger K. Brown
Assistant City Attorney