



**Roll Call Number**

22-1202

**Agenda Item Number**

65B

Date July 18, 2022

**AMENDING SCHEDULE OF ADMINISTRATIVE PENALTIES FOR VIOLATIONS OF INDUSTRIAL PRETREATMENT ORDINANCE REGULATING HAULED WASTE AND REGULATING FAT, OIL AND GREASE DISCHARGE BY FOOD SERVICE ESTABLISHMENTS IN CHAPTER 118, ARTICLE III OF THE MUNICIPAL CODE OF THE CITY OF DES MOINES**

**WHEREAS**, the Schedule of Administrative Penalties, adopted by the Des Moines City Council by resolution, includes penalties for Industrial Pretreatment Ordinance Violation Relating to Regulation of Hauled Waste pursuant to Sections 118-451 through 118-459 of the Des Moines Municipal Code, and further includes penalties for Industrial Pretreatment Ordinance Violations Relating to Regulation of Fat, Oil and Grease Discharge by Food Service Establishments pursuant to Section 118-424 and Sections 118-426 through 118-431 of the Des Moines Municipal Code; and

**WHEREAS**, an amendment to said Schedule of Administrative Penalties in relation to said Municipal Code Sections has been prepared for Council consideration and is recommended for adoption, in form attached hereto and on file in the Office of the City Clerk.

**NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA**, that the amendment to the Schedule of Administrative Penalties, in form attached hereto and incorporated by this reference herein, revising specified penalties for Industrial Pretreatment Ordinance Violation Relating to Regulation of Hauled Waste pursuant to Sections 118-451 through 118-459 of the Municipal Code, and revising specified penalties for Industrial Pretreatment Ordinance Violations Relating to Regulation of Fat, Oil and Grease Discharge by Food Service Establishments pursuant to Section 118-424 and Sections 118-426 through 118-431, is hereby approved and adopted.

**BE IT FURTHER RESOLVED** that said Schedule of Administrative Penalties, as amended by this Resolution, shall be maintained on file in the office of the City Clerk and the Public Works Department for public reference, and that the amendment to the fees therein established shall become effective upon and as of October 1, 2022.

(Council Comm. No. 22-326)

**APPROVED AS TO FORM:**

/s/ Glenna K. Frank

Glenna K. Frank, Assistant City Attorney

MOVED BY Voss TO ADOPT.

SECONDED BY Gatto.

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
BOESEN	✓			
GATTO	✓			
MANDELBAUM	✓			
SHEUMAKER	✓			
VOSS	✓			
WESTERGAARD	✓			
TOTAL	7			

MOTION CARRIED

APPROVED

**CERTIFICATE**

I, LAURA BAUMGARTNER, Acting 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.

J. M. Franklin Cownie Mayor

Laura Baumgartner Acting City Clerk