

ORDINANCE NO. 15,731

AN ORDINANCE extending temporary waiver of all permit fees for the repair, renovation or replacement of structures damaged by the recent flooding within the City of Des Moines.

WHEREAS, the summer flooding within the City of Des Moines has severally 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, 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; and,

WHEREAS, the City Council desires to extend the temporary waiver of permit fees granted by Ordinance No. 15,682 passed July 9, 2018, to coordinate with the Polk County assistance programs for flood damage repairs..

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, as may be set out in the schedule of fees adopted by the city council, for 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 permit fees for building, demolition, obstruction, sign, electrical, mechanical, and plumbing permits including review fees for plan-checking, engineering, planning and zoning reviews. However, reinspection fees are not hereby waived.

Section 42-89 grading permit fees.

Sections 82-3, 26-138 and 134-153 certificate of occupancy and compliance fees.

Section 82-207 site plan application and amendment fees.

Section 102-711 (a) and (b) excavation permit fees and obstruction permit fees.

Section 114-361.19 (e), (f), and (g) special parking permit application fees, and if applicable, daily meter rate and meter hood fees.

B. The rental inspection fees imposed by Chapter 60 of the Municipal Code of the City of Des Moines, as set out in the schedule of fees adopted by the city council, are hereby waived for inspections prompted by complained damages from 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 months of June and July, 2018. The Community Development Director may require the party requesting the waiver of fees pursuant to this ordinance, 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 permit applications and inspections applied for and requested between July 2, 2018 and December 31, 2018, 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 January 1, 2019.

FORM APPROVED:

Roger K. Brown, Assistant City Attorney

T. M. Franklin Cownie, Mayor

Attest:

I, Diane Rauh, City Clerk of the City of Des Moines, Iowa, hereby certify that the above and foregoing is a true copy of an ordinance (Roll Call No.

18-200e), passed by the City Council of said City at a meeting held December 3, 2018 signed by the Mayor on December 3, 2018 and published and provided by law in the Business Record on December 21, 2018. Authorized by Publication Order No. 10559.

Diane Rauh, City Clerk