

**BUSINESS OF THE CITY COUNCIL  
WINDSOR HEIGHTS, IOWA  
AGENDA STATEMENT**


Item No. 9  
For Meeting of 11/30/09

**ITEM TITLE:** Consideration of an ordinance adoption the “Code of Ordinances for the City of Windsor Heights, Iowa.” FIRST READING

**CONTACT PERSON(S):** Marketa George Oliver, City Administrator

**SUMMARY EXPLANATION**

This ordinance would adopt a new formatted and updated code for the City of Windsor Heights. The code has been on the City’s website for several weeks. Staff also posted a summary of changes on the website, which were included in the Public Hearing agenda statement (item number 7).

Resolution <input checked="" type="checkbox"/> Ordinance <input type="checkbox"/> Contract <input type="checkbox"/> Other (Specify) _____
Funding Source _____
 APPROVED FOR SUBMITTAL _____ City Administrator

**RECOMMENDATION:** Pass ordinance on first reading

**COUNCIL ACTION:**

**ORDINANCE NO. 09-06**

**AN ORDINANCE ADOPTING THE “CODE OF ORDINANCES  
OF THE CITY OF WINDSOR HEIGHTS, IOWA”**

BE IT ORDAINED by the City Council of the City of Windsor Heights, Iowa, that:

SECTION 1. Pursuant to published notice and following public hearing on the 30th day of November 2009, so required by Sections 362.3 and 380.8, Code of Iowa, there is hereby adopted by the City of Windsor Heights, Iowa, the “CODE OF ORDINANCES OF THE CITY OF WINDSOR HEIGHTS, IOWA.”

SECTION 2. All of the provisions of the “CODE OF ORDINANCES OF THE CITY OF WINDSOR HEIGHTS, IOWA,” shall be in force and effect on and after the effective date of this ordinance.

SECTION 3. All ordinances or parts thereof in force on the effective date of this ordinance are hereby repealed from and after the effective date of this ordinance, except as hereinafter provided.

SECTION 4. The repeal provided for in the preceding section of this ordinance shall not affect any offense or act committed or done or any penalty or forfeiture incurred or any contract or right established or accruing before the effective date of this ordinance; nor shall such repeal affect any ordinance or resolution promising or guaranteeing the payment of money by the City or authorizing the issuance of any bonds of said City or any evidence of said City's indebtedness or any contract or obligation assumed by said City; nor shall said repeal affect the administrative ordinances or resolutions of the Council not in conflict or inconsistent with the provisions of “THE CODE OF ORDINANCES OF THE CITY OF WINDSOR HEIGHTS, IOWA”; nor shall it affect the following ordinances specifically saved from repeal:

**STREET AND ALLEY VACATIONS**

<b>ORDINANCE NO.</b>	<b>ADOPTED</b>	<b>ORDINANCE NO.</b>	<b>ADOPTED</b>
66-7	October 21, 1966	71-6	June 21, 1971
67-4	June 26, 1967	71-7	June 21, 1971
71-2	June 21, 1971	80-2	May 19, 1980
71-3	June 21, 1971	97-1	March 3, 1997
71-4	June 21, 1971	97-6	April 21, 1997
71-5	June 21, 1971		

**STREET AND SIDEWALK GRADES**

<b>ORDINANCE NO.</b>	<b>ADOPTED</b>	<b>ORDINANCE NO.</b>	<b>ADOPTED</b>
20B	May 25, 1956	20E	
20	May 19, 1958	9-2159	
20C	September 22, 1958	87-15	October 5, 1987
20D	April 6, 1959		

**ZONING MAP**

<b>ORDINANCE NO.</b>	<b>ADOPTED</b>	<b>ORDINANCE NO.</b>	<b>ADOPTED</b>
98-1	February 2, 1998	07-02	July 16, 2007
99-2	April 5, 1999	09-03	April 6, 2009

nor shall it affect any other right or franchise conferred by any ordinance or resolution of the Council or any other person or corporation; nor shall it affect any ordinance naming, establishing, relocating or vacating any street or public way, whether temporary or permanent; nor shall it affect any ordinance amending the official zoning map, establishing building lines, establishing and changing grades, or dedicating property for public use; nor shall it affect any prosecution, suit or other proceeding pending or any judgment rendered on or prior to the effective date of this ordinance.

SECTION 5. The following ordinances, passed subsequent to the preparation of this code but prior to adoption of this code, are hereby adopted and made a part of this code. These are ordinances \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_. Said ordinances shall be codified and incorporated in published copies of this code as supplements thereto following adoption of this ordinance.

SECTION 6. An official copy of the "CODE OF ORDINANCES OF THE CITY OF WINDSOR HEIGHTS, IOWA," adopted by this ordinance, including a certificate of the City Clerk as to its adoption and the effective date, is on file in the office of the City Clerk, and shall be kept available for public inspection.

SECTION 7. The City Clerk shall furnish a copy of the "CODE OF ORDINANCES OF THE CITY OF WINDSOR HEIGHTS, IOWA," to the Judicial Magistrates serving the City of Windsor Heights.

SECTION 8. This ordinance shall be in full force and effect from January 15, 2010 and after the publication of this ordinance, as required by law.

Passed by the Council of the City of Windsor Heights, Iowa, the \_\_\_\_ day of \_\_\_\_\_, 2009.

\_\_\_\_\_  
Jerry Sullivan, MAYOR

ATTEST: \_\_\_\_\_  
Marketa Oliver, CITY CLERK

First Reading: \_\_\_\_\_

Second Reading: \_\_\_\_\_

Third Reading: \_\_\_\_\_

**CLERK'S CERTIFICATE**

I hereby certify that the foregoing Ordinance No. \_\_\_\_\_ was published as required by law on the \_\_\_\_ day of \_\_\_\_\_, 2009.

SIGNED \_\_\_\_\_  
CITY CLERK

**CLERK'S CERTIFICATE**

State of Iowa )  
 ) SS  
County of \_\_\_\_\_ )

I, \_\_\_\_\_, City Clerk of the City of Windsor Heights, Iowa, hereby certify that the "CODE OF ORDINANCES OF THE CITY OF WINDSOR HEIGHTS, IOWA," was adopted by the City Council of the City of Windsor Heights, Iowa, and that an official copy of said Code of Ordinances is on file at the office of the City Clerk, City of Windsor Heights, Iowa, and that Ordinance No. \_\_\_\_\_ adopting said Code of Ordinances was passed by the City Council of the City of Windsor Heights, Iowa, on the \_\_\_\_\_ day of \_\_\_\_\_, 2009, signed by the Mayor on the \_\_\_\_\_ day of \_\_\_\_\_, 2009; duly recorded and published as provided by law, and that the effective date of said Code is \_\_\_\_\_, 2009.

Witness my hand and official seal of the City of Windsor Heights, Iowa, this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

SIGNED: \_\_\_\_\_

CITY CLERK  
CITY OF WINDSOR HEIGHTS, IOWA