

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


Item No. 14
For Meeting of 12/07/09

ITEM TITLE: Consideration of an ordinance adoption the “Code of Ordinances for the City of Windsor Heights, Iowa.” Second and possibly third 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 second and possibly third readings

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 All ordinances or parts thereof in force on the effective date of this ordinance are hereby repealed from and after the effective date of this ordinance, except as hereinafter provided.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

ORDINANCE NO.	ADOPTED	ORDINANCE NO.	ADOPTED
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

ORDINANCE NO.	ADOPTED	ORDINANCE NO.	ADOPTED
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

ORDINANCE NO.	ADOPTED	ORDINANCE NO.	ADOPTED
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