

## Agenda Report

July 1, 2013 City Council Meeting

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July 1, 2013

Item No. 10

### **ISSUE: Ordinance 13-08 formally approving Windsor Heights' Comprehensive Plan**

#### **BACKGROUND:**

As you are aware staff has been working on the comprehensive plan for the past several years. Based on Wednesday's recommendation from the Planning and Zoning Board we are now ready for final council approval. At Monday's meeting, Sheen will outline the major components of the Plan. Since this is the City's blue print for future growth I urge you carefully read through this proposal. Since the plan is being adopted by ordinance, I recommend three readings to give the public ample opportunity to give comments and feedback.

As Sheena previously mentioned, staff is working with RDG Planning and Design to update Chapter 1 of the Plan to include an updated demographic study along with maps to include in the Plan: existing land use, a community development concept map, and a future land use map. These maps would be an update from the 1997 Comprehensive Plan; they are a big part of the future vision we have for the City of Windsor Heights. I have attached these maps for your review. The Council is also considering a resolution to approve the contracting services with RDG at this meeting. If you have any questions about the proposed plan feel free to contact me this weekend. Once approved Sheena and I will begin publicizing our new plan and providing information to our residents and any other interested development and sustainability groups.

#### **RECOMMENDATION:**

Staff recommends the City Council approve on three separate readings Ordinance 13-08 formally adopting the City of Windsor Heights' comprehensive plan

#### **STAFF CONTACTS:**

Jeffrey A. Fiegenschuh, City Administrator  
Sheena Danzer, City Inspector

ORDINANCE NO. 13-08

AN ORDINANCE ADOPTING A NEW COMPREHENSIVE PLAN  
FOR THE CITY OF WINDSOR HEIGHTS

WHEREAS, pursuant to Iowa Code §414.3, in 1997, by Resolution No. 97-96, the City Council of Windsor Heights adopted the official Comprehensive Plan (“Comprehensive Plan”); and

WHEREAS, since that time, the City’s goals and policies with respect to comprehensive planning have changed, and the City believes it to be in its best interest to update the Comprehensive Plan to reflect such changes;

WHEREAS, after a duly noticed public hearing was held on June 26, 2013, the Planning and Zoning Commission recommended a new Comprehensive Plan; and

WHEREAS, after a duly noticed public hearing was held on July 1, 2013, the City Council does hereby accept the recommendation of the Planning and Zoning Commission.

Be It Enacted by the City Council of the City of Windsor Heights, Iowa:

SECTION 1. Purpose. The purpose of this Ordinance is to repeal Resolution No. 97-96 and to adopt a new Comprehensive Plan for the City of Windsor Heights, pursuant to Iowa Code §414.3, and to provide for the filing of copies of such in the office of the City Clerk and the Polk County Recorder.

SECTION 2. New Comprehensive Plan Adopted by Reference. The new Comprehensive Plan and maps shall be attached hereto, incorporated therein by reference, and identified by the following statement marked or stamped thereon:

“Adopted by reference as part of the official Comprehensive Plan ordinance passed on July 1, 2013 by Ordinance No.\_\_\_\_, by the Mayor and City Council of the City of Windsor Heights, Iowa, approved by David J. Sullivan, Mayor, attest Jeff Fiegenschuh, City Administrator.”

SECTION 3. Adoption of New Comprehensive Plan. The new Comprehensive Plan of the City of Windsor Heights and contiguous unincorporated areas, adopted by and attached hereto is hereby incorporated by reference and re-adopted and designated as the official Comprehensive Plan and official maps of the City of Windsor Heights.

SECTION 4. Use in Other Ordinances. The maps and standards adopted under this Ordinance are hereby adopted by reference to their titles in other ordinances which regulate the development of the City without further filing or publication except where the statutes require otherwise. This Ordinance shall implement authority relating thereto as provided by statute or other applicable law to the fullest extent of such laws.

SECTION 5. Administration and Enforcement. Provisions of this Ordinance, including such maps and standards adopted by reference, which are incorporated by reference in other regulatory ordinances, shall be administered and enforced by the officers designated in such regulatory ordinances.

SECTION 6. Filing. The new Comprehensive Plan, including the official maps, shall be placed on file with the City Clerk and shall be available at all times during business hours for public inspection.

SECTION 7. Recording. A certified copy of this Ordinance shall be filed with the Polk County Recorder.

SECTION 8. Repealer. All parts of the "MUNICIPAL CODE OF ORDINANCES OF THE CITY OF WINDSOR HEIGHTS, IOWA" in conflict herewith are hereby repealed.

SECTION 9. Severability Clause. If any section, provision, sentence, clause, phrase or part of this Ordinance shall be adjudged to be invalid or unconstitutional, such adjudication shall not affect the validity of this Ordinance as a whole or any section, subsection, provision, sentence, clause, phrase or part thereof not adjudged invalid or unconstitutional.

SECTION 10. Effective Date. This Ordinance shall be in effect from and after its final passage, approval and notice of its passage is given as provided by law.

Passed by the City Council this \_\_day of \_\_\_\_\_, 2013 and approved this \_\_day of \_\_\_\_\_, 2013.

\_\_\_\_\_  
David J. Sullivan, Mayor

Attest:

\_\_\_\_\_  
Jeff Fiegenschuh  
City Administrator

**July 1, 2013**

Burgess \_\_\_\_\_

Butz \_\_\_\_\_

Glover \_\_\_\_\_

Jenison \_\_\_\_\_

Willits \_\_\_\_\_

**July 15, 2013**

Burgess \_\_\_\_\_

Butz \_\_\_\_\_

Glover \_\_\_\_\_

Jenison \_\_\_\_\_

Willits \_\_\_\_\_

**August 5, 2013**

Burgess \_\_\_\_\_

Butz \_\_\_\_\_

Glover \_\_\_\_\_

Jenison \_\_\_\_\_

Willits \_\_\_\_\_