



Document 2010 591

Book 2010 Page 591 Type 06 024 Pages 2

Date 3/25/2010 Time 10:55 AM

Rec Amt \$14.00

INDX ✓
ANNO
SCAN
CHEK

LISA SMITH, COUNTY RECORDER
MADISON COUNTY IOWA

Prepared by: A. Chittenden, Development Services Development, PO Box 65320, West Des Moines, IA 50265, 515-222-3630
When Recorded, Return to: City Clerk, City of West Des Moines, PO Box 65320, West Des Moines, IA 50265-0320

ORDINANCE NO. 1859

AN ORDINANCE AMENDING THE CITY CODE OF THE CITY OF WEST DES MOINES, IOWA, 2009, BY AMENDING TITLE 9, ZONING, AND TITLE 10, SUBDIVISION REGULATIONS

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WEST DES MOINES, IOWA:

Section 1. Amendment. Title 9, *Zoning* is hereby amended by replacing all references to the "Community Development Department", "Department of Community Development", or any other variation of the same with "Department of Development Services".

Section 2. Amendment. Title 9, *Zoning* is hereby amended by replacing all references to the "Director of Community Development", "Community Development Director", or any other variation of the same with "Director of Development Services".

Section 3. Amendment. Title 9, *Zoning*, Chapter 3, *General Zoning Provisions*, Section 7, *Yards*, Subsection C, *Required Yard Cannot Be Reduced* is hereby amended by removing the strikethrough language below and replacing it with the language in bold:

C. Required Yard Cannot Be Reduced: No lot shall be reduced in size so as to make the width or total area of the lot, or any yard, or any other open space, less than the minimum required by this Title. No part of a yard or other open space provided about any building or structure for the purpose of complying with the provisions of this Title shall be included as a part of a yard or other open space required under this Title for another building or structure. Off-street parking and loading areas may occupy all or part of any required yard or open space except as specified in Section ~~9-3-9~~ **9-19-8-I** of this ~~Chapter~~ Title.

Section 4. Amendment. Title 10, *Subdivision Regulations*, Chapter 3, *Design Standards*, Section 1, *Subdivision Design Standards*, Subsection B, *Blocks* is hereby amended by removing the strikethrough language below and replacing it with the language in bold:

B. Blocks: Blocks shall conform to the following requirements:

Length: No block shall be longer than one thousand three hundred twenty feet (1,320'), except as otherwise approved by the Commission and Council. (In ~~EU-1~~ **Residential Estate (RE)** zoned area, maximum block length shall be 2,006'.)

CITY OF WEST DES MOINES, IOWA
CERTIFIED COPY
March 27 2010
Janel Stewart
Deputy CITY CLERK

Section 5. Repealer. All ordinances or parts of ordinances in conflict with the provision of this ordinance are hereby repealed.

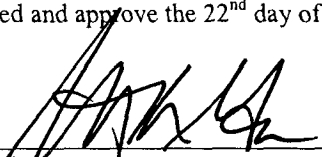
Section 6. Savings Clause. If any section, provision, sentences, clause, phrase or part of this Ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any provision, section, subsection, sentences, clause, phrase or part hereof not adjudged invalid or unconstitutional.

Section 7. Violations and Penalties. Any person who violates the provisions of this Ordinance upon conviction shall be punished as set forth in Section 1-4-1 of the City Code of the City of West Des Moines, Iowa.

Section 8. Other Remedies. In addition to the provisions set out in the Violations and Penalties Section herein, the City may proceed in law or equity against any person, firm or corporation for violation of any section or subsection of this Ordinance.


Section 9. Effective Date. This Ordinance shall be in full force and effect from and after its passage, approval and publication as provided by law.

Passed and approve the 22nd day of February, 2010



Steven K. Gaer
Mayor

ATTEST:



Jody E. Smith, CMFA, MMC
City Clerk

Published in the Des Moines Register on the 26th day of February, 2010.