

Community Compliance Subcommittee Meeting Minutes

April 30, 2018

Present: Kevin Trevillyan, Council Member
Rod VanGenderen, Chief Bldg. Officer
Joe Cory, Deputy P.S. Director

John Mickelson, Council Member
Jason Wittgraf, Asst. City Attorney

The meeting began at 4:32 PM. Deputy Public Services Director Joe Cory facilitated the meeting.

1. Review of minutes from January 22, 2018
Approval of minutes
2. Review of reports and updates on Significant Cases
 - a. 104 S. 1st St. – Area has been cleaned up. Property owner has been informed that any items outside must not be visible from 1st Street or the bike trail. Owner will install a lock and chain and “No Trespassing” signs. Owner has offered to sell the property to the City. Discussions will take place with the Parks & Recreation Department to consider if a purchase would be of benefit to the City.
3. Proposed Ordinance Amendment
 - a. Nuisance Code – Dirt Piles on Private Property (attached)

Discussion included difficulties in enforcing the ordinance. Subcommittee recommendation is to explore further encouragement to property owner(s) to remove piles of dirt or other substances that have been in place without evidence of property improvement for 30 days. Deputy Public Services Director Joe Cory will make an appointment to meet with a property owner currently in violation to initiate further discussion.
4. 2018 Sidewalk Program

Joe Cory reported that sidewalks in the 2018 Sidewalk Program area (per attached map) have been inspected for trip hazards and a white “X” painted on the sidewalk to identify defects that need to be repaired. Notifications have gone to (66) property owners, giving them until June 30th to make the repairs. Because of the small number of anticipated sidewalk repairs to be completed by the City, Public Services will obtain bids for mudjacking where feasible, and add any panel replacements to the Request for Bid on street intakes being submitted by the Street Division. These repairs do not include handicapped ramps which are being handled by Engineering Services due to requirements of the Americans with Disabilities Act.
5. Other Matters
 - a. Garage requirement comments by Chief Bldg. Officer Rod VanGenderen
 - i. Properties at 88th and Mills Civic Parkway do not require garages.
 - ii. If a property owner is required by Community Compliance to remove an unsafe garage, the property owner is not required to build a new garage.
 - iii. If a home renovation is over 50%, a garage must be built
 - b. 200 Block of 1st Street – Jason Wittgraf stated a property owner is being given 30 days to bring the property to code and have people removed who are not authorized to reside at the property.

- c. 500 Block of 1st Street – Report of a person living in an enclosed porch. The City’s rental inspector has been trying to find proof of the issue; Police Department has been called to this location on several occasions and may be a source of providing proof.
 - d. Fishing structure – Report by a resident of an unknown structure next to the river. Investigation found a structure that has been used for over 30 years by two men who state they have obtained permission from the property owner and the railroad. The shack is not visible from the street. It contains a woodburning stove and is well kept. Because visible smoke was reported recently, the Fire Department checked out the stove and structure and found no concerns. Photographs attached.
6. Citizens Forum (each person will have 5 minutes to speak)
None present

The meeting was adjourned at 5:10PM.

Respectfully submitted,

Peggy Englehart
Administrative Secretary, Public Services

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE CITY CODE OF THE CITY OF WEST DES MOINES, IOWA, 2014, BY AMENDING TITLE 4, "HEALTH AND SAFETY REGULATIONS", CHAPTER 4, "NUISANCES", SECTION 2, "NUISANCES DECLARED"

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

SECTION 1: Title 4, Chapter 4, Section 2 is hereby amended by adding the following underline text.

4-4-2: NUISANCES DECLARED:

Whatever is injurious to the senses, or an obstruction to the free use of property, so as essentially to interfere with the comfortable enjoyment of life or property, is a nuisance. Nuisances shall include, but not be limited to, those activities and items hereafter set forth in this section:

Q. Debris on Private Property. Mud, dirt, gravel, or other debris, substances, or objects deposited upon developed private property that have been stored or piled on the property without evidence that any improvements have been undertaken to the property within thirty (30) days of the arrival of the mud, dirt, gravel, or other debris, substances, or objects.

SECTION 2. REPEALER. All Ordinances or parts of Ordinances in conflict with the provision of this Ordinance are hereby repealed.

SECTION 3. SAVINGS CLAUSE. If any section, provision, sentence, 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, sentence, clause, phrase, or part hereof not adjudged invalid or unconstitutional.

SECTION 4. EFFECTIVE DATE. This Ordinance shall be in full force and effect from and after its passage, adoption, and publication as required by law.

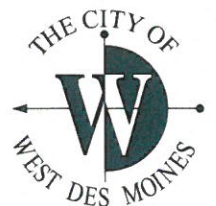
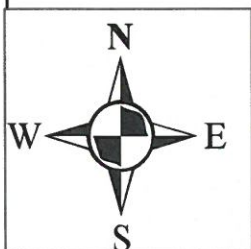
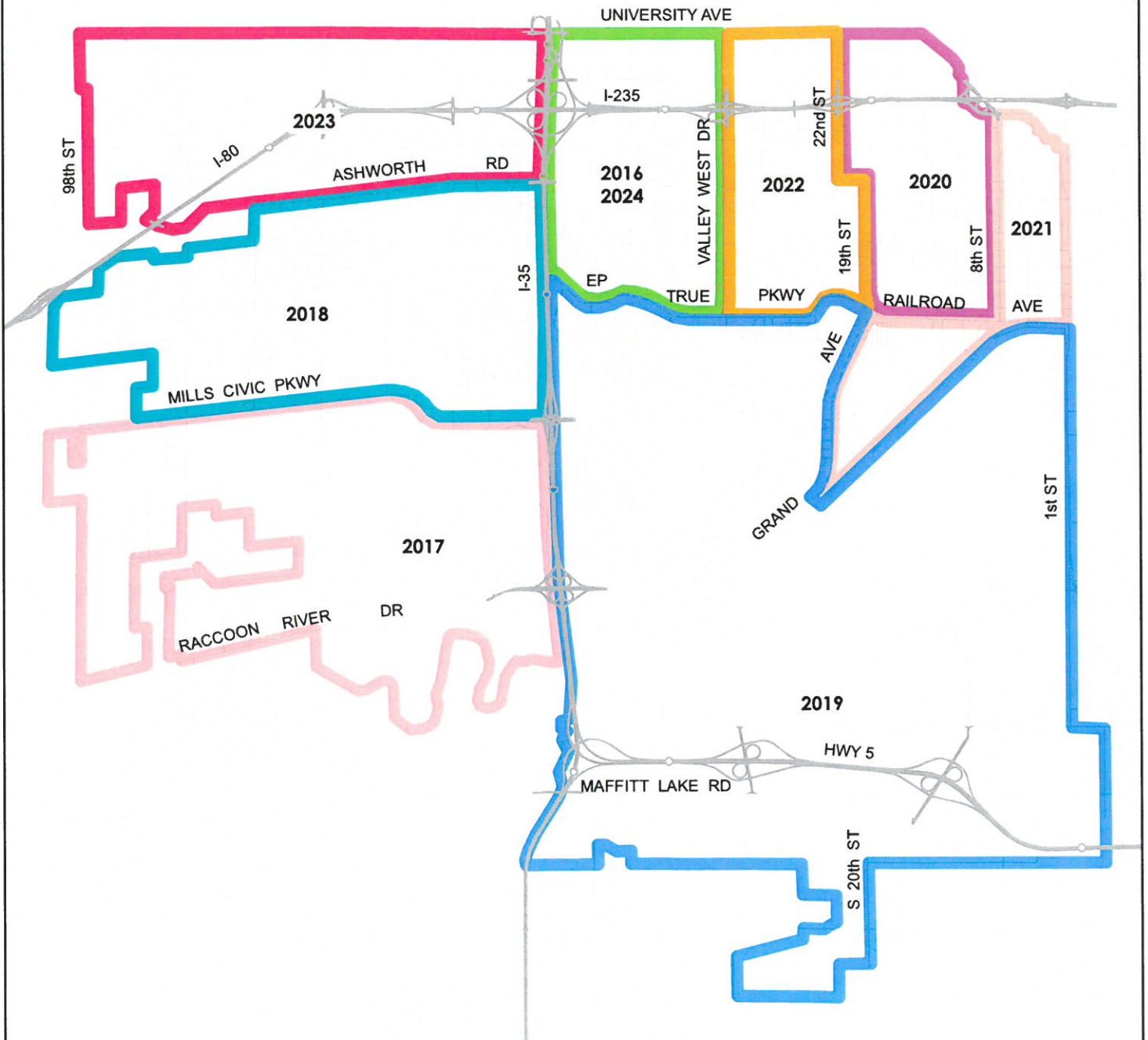
PASSED AND APPROVED this ____ day of _____, 2018.

Steven K. Gaer, Mayor

ATTEST:

Ryan T. Jacobson, City Clerk

2016 - 2024 Annual Sidewalk Improvement Project





TRAIN ENTRANCE
STAY BEHIND
GATE

UNLESS FISHING
AND OTHER LEGAL
GAMES HERE











FROMAGE DE HOLLANDE
INDISPENSABLE

INCORPORATED 1892
GENERAL
FIRE ASSURANCE COMPANY
OF PORTLAND, MAINE

