

ORDINANCE #2019-02

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF GLIDDEN, IOWA, BY ADDING NEW SECTIONS PROHIBITING PROPERTY SUMP PUMPS FROM DISCHARGING WATER ONTO CITY STREETS AND COMPLIANCE REQUIREMENTS

BE IT ENACTED by the City Council of the City of Glidden, Iowa:

SECTION 1. NEW SECTION. The Code of Ordinances of the City of Glidden, Iowa, is amended by adding new Sections 101.06-09, which are hereby adopted to read as follows:

101.06 SUMP PUMP DISCHARGE. It is unlawful for property owners operating sump pumps within the City to discharge water continuously either directly or indirectly onto City streets. All property owners shall ensure sump pump water shall not discharge onto adjacent neighboring properties. This prohibition is for the protection of the health, safety and welfare of the residents of the City and to prevent the accumulation of water and ice during cold weather periods, when the City storm sewer system is not capable of efficiently carrying away said water. Violations of this section may be considered a simple misdemeanor, public nuisance or municipal infraction and the City may proceed to enforce under the above remedies or any other method, procedure or remedy provided by the City's Code of Ordinances or the Code of Iowa. Exemption includes a heavy rain event.

101-07 REMOVAL OF STREET DISCHARGE REQUIRED. All direct or indirect sump pump discharge onto the City street shall be removed within eighteen (18) months after the date of publication of this ordinance.

101-08 NON-COMPLIANCE FEE FOR STREET DISCHARGE. Any sump pump discharge onto the City street remaining in place eighteen (18) months after the date of publication of this ordinance shall be subject to a monthly payment of Twenty-Five Dollars (\$25.00). The payment shall continue until such time as the City determines through inspection that the direct or indirect street discharge no longer exists.

101-09 INSPECTION. The City may conduct periodic inspections of properties to confirm there are no direct or indirect sump pump street discharge.

SECTION 2. REPEALER. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 3. SEVERABILITY CLAUSE. If any section, provision, 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 section, provision, or part thereof not adjudged invalid or unconstitutional.

SECTION 4. WHEN EFFECTIVE. This ordinance shall be in effect from and after its final passage, approval, and publication as provided by law.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF GLIDDEN, IOWA on the 9th day of September, 2019.

CITY OF GLIDDEN, IOWA

ROGER R. HARTWIGSEN, Mayor

ATTEST:

Suzanne L. Danner, City Clerk/Administrator

First Reading: August 12, 2019

Second Reading: August 26, 2019

Third Reading: September 9, 2019

I certify that the foregoing was published as Ordinance #2019-02 on the 12th day of September, 2019.

Suzanne L. Danner, City Clerk