

ORDINANCE NO. 2018-10

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF EAGLE GROVE, IOWA, BY ADDING A SECTION BETWEEN CHAPTER 165.36 AND CHAPTER 165.37 AND RENUMBERING SEQUENTIALLY ALL FOLLOWING SECTIONS

BE IT ENACTED by the City Council of the City of Eagle Grove, Iowa:

SECTION 1. SECTION MODIFIED. Section 165.37 of the Code of Ordinances of the City of Eagle Grove, Iowa, is repealed and the following adopted in lieu thereof:

165.37 DOWNTOWN D-1 DISTRICT. In the Downtown D-1 District the provisions of this section apply.

Permitted Uses – D-1 District	
Any permitted use for the Business B-1 District	
Single-Family, Two-Family Dwelling, or Multiple-family dwellings located on the second floor that are an incidental use of the building provided that such use conforms to all use requirements of this District and other Municipal Code of Ordinance provisions and does not impact the primary use of the building allowed in Business B-1 District	
Non-Permitted Uses – D-1 District	
Single-Family, Two-Family Dwelling, or Multiple-Family Dwellings that are located on the ground level or considered primary uses of the building.	
Area Regulations	
The following regulations as to area shall apply to the Downtown D-1 District	
Adjacent to Other Districts	All buildings and incidental uses on lots adjacent to a residential district shall be located to provide a 50-foot setback on the side abutting the residential district. When adjacent to other than residential districts no setback is required.
Front Yard	No front yard shall be required in the Downtown D-1 District
Side Yard	No side yard shall be required in the Downtown D-1 District
Rear Yard	No building shall be within four feet of the rear lot line.

SECTION 2. SECTIONS RENUMBERED. Existing Section 165.37 is renumbered sequentially beginning with the Section entitled “Business B-2 District,” which is now Section 165.38.

SECTION 3. REPEALER. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 4. 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 5. WHEN EFFECTIVE. This ordinance shall be in effect from and after its final passage, approval, and publication as provided by law.

Passed by the Council the ^{16th}~~20th~~ day of July, 2018, and approved this ^{16th} day of July, 2018.

Sanchara M. Hall

Mayor

ATTEST:

Bryce Davis

Bryce Davis
City Administrator/Clerk

First Reading: 7-2-2018
Second Reading: 7-16-2018
Third Reading: waived

I certify that the foregoing was published as Ordinance No. 2018-10 on the ^{26th} day of July, 2018.

Bryce Davis

City Clerk

PUBLIC NOTICE
City of Eagle Grove

**SUMMARY OF
ORDINANCE NO. 2018-10**

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF EAGLE GROVE, IOWA, BY ADDING A SECTION BETWEEN CHAPTER 165.36 AND CHAPTER 165.37 AND RENUMBERING SEQUENTIALLY ALL FOLLOWING SECTIONS. On July 16, 2018, the City Council of Eagle Grove, Iowa passed the aforementioned ordinance and a summary is as follows:

SECTION 1: SECTION MODIFIED. Section 165.37 of the Code of Ordinances of the City of Eagle Grove, Iowa, is repealed and new permitted uses, non-permitted uses for the D-1 District shall apply. Single-Family, Two-Family Dwelling, or Multiple-family dwellings located on the second floor that are incidental use of the building provided that such use conforms to all use requirements of this District and other Municipal Code of Ordinance provisions and does not impact the primary use of the building allowed in Business B-1 District.

SECTION 2. SECTIONS RENUMBERED. Existing Section 165.37 is renumbered sequentially beginning with the Section entitled "Business B-2 District," which is now Section 165.38.

SECTION 3. 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.
Bryce Davis, City Clerk

Published in the Eagle Grove Eagle on July 26, 2018.

PROOF OF PUBLICATION

STATE OF IOWA }
Wright County } **ss.**

I, the undersigned, being duly sworn, depose and say, that I am Pamela J. DeVries, President of the Eagle Grove Eagle, a weekly newspaper printed in the English language, published at Eagle Grove in Wright County, State of Iowa, and that the annexed _____

City of Eagle Grove -
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notice was published in said paper once each week for

1 consecutive weeks, the first publication thereof was on the 26th day of July, 2018,

the second on the _____ day of _____, 20____,

the third on the _____ day of _____, 20____,

the fourth on the _____ day of _____, 20____,

Pamela J. DeVries

Pamela J. DeVries, President

Subscribed and sworn to before me and in my presence

the 26th day of July, 2018,

Lynnette M Richardson

Notary Public; In and for the State of Iowa



LYNNETTE RICHARDSON
Commission Number 771667
My Commission Exp FEB. 14, 2021

Printer's Fees, \$

17.95