

CITY OF HUXLEY

WEDNESDAY ** JULY 12, 2017 ** CITY HALL ** 6:30 P.M.

HUXLEY CITY COUNCIL CHAMBERS

SCHEDULED SESSION OF THE CITY OF HUXLEY'S PLANNING AND ZONING COMMISSION

PUBLIC NOTICE IS HEREBY GIVEN THAT THE PLANNING AND ZONING COMMISSION OF THE CITY OF HUXLEY, IOWA, WILL MEET IN THE HUXLEY CITY COUNCIL CHAMBERS, 515 NORTH MAIN AVE., HUXLEY, IOWA, AT 6:30 P.M. ON WEDNESDAY THE 12th DAY OF JULY, 2017 TO CONSIDER THE MATTERS ENUMERATED IN THE AGENDA BELOW:

- 1.0) ROLL CALL
- 2.0) MOTION TO APPROVE THE MINUTES FROM THE FOLLOWING MEETINGS:
 - 2.1) June 5, 2017 – Regular Meeting

COMMISSION AGENDA ITEMS:

- 3.0) PUBLIC HEARING : NONE
- 4.0) DISCUSSION AND POSSIBLE ACTION
 - 4.1) Discussion and Possible action on Zoning Ordinance regarding Fireworks;
- 5.0) COMMENTS AND UPDATES
City Staff and Engineer, Mayor and Council and Public
- 6.0) ADJOURNMENT

THIS NOTICE IS HEREBY GIVEN AT LEAST 24 HOURS PRIOR TO THE COMMENCEMENT OF THE MEETING SPECIFIED ABOVE. THIS WAS DONE BY ADVISING THE NEWS MEDIA WHO HAVE FILED A REQUEST FOR NOTICE AND BY POSTING THE NOTICE ON THE FRONT WINDOW IN THE LOBBY AREA IN CITY HALL THAT IS ACCESSIBLE TO THE PUBLIC. THIS WAS ALL PURSUANT TO CHAPTER 21 OF THE CODE OF IOWA.



John Haldeman, City Administrator/Zoning Administrator



Planning and Zoning Commission Minutes

Monday June 5, 2017
Huxley Council Chambers
6:30 P.M.

1.0) CALL TO ORDER AND ROLL CALL:

Chairman Roger Bierbaum called the P&Z Meeting to order at 7:30 PM. P&Z members present:

Roger Bierbaum	<input checked="" type="checkbox"/>	Larry Wilson	<input type="checkbox"/>
Cheryl Patterson	<input checked="" type="checkbox"/>	Mark Johnson	<input type="checkbox"/>
Mike Schonhorst	<input checked="" type="checkbox"/>	Nate Easter	<input checked="" type="checkbox"/>
Gordon Mosher	<input type="checkbox"/>		

Staff present: John Haldeman, Zoning Administrator
Amy Kaplan, Zoning Clerk

Consultants present: Jim Nervig, City Attorney

2.0) MOTION TO APPROVE THE MINUTES FROM THE FOLLOWING MEETING:

- 2.1) **April 24, 2017 REGULAR MEETING** - Motion by Easter and seconded by Patterson to approve minutes. Roll was taken. 4 AYE. 0 NAY

COMMISSION AGENDA ITEMS:

3.0) PUBLIC HEARING: NONE

4.0) DISCUSSION AND POSSIBLE ACTION:

- 4.1) **Discussion and possible action on recommendation to the Huxley City Council on Fireworks:** Discussion took place. Jim Nervig will develop an ordinance for review prior to recommendation to City Council that will be modeled after Pleasant Hill's ordinance.
- 4.2) **Discussion and possible action on recommendation on bonding requirements for new developments:** Jim Nervig will edit the wording of Huxley Code Section 166.12 allowing for the "prime contractor" to hold the bond or the developer or the "prime contractor" the ability to provide a letter of credit.

5.0) COMMENTS AND UPDATES: Cheryl Patterson needs added as a member of the Planning & Zoning Board on the City of Huxley website.

6.0) ADJOURNMENT – Motion by Schonhorst to adjourn at 7:28 PM, seconded by Easter. 4 AYE. 0 NAY.

Amy Kaplan, Zoning Clerk

Roger Bierbaum, Chairman

Date of Approval

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE M-1 HEAVY INDUSTRIAL DISTRICT REGULATIONS OF SECTION 165.30 OF THE MUNICIPAL CODE OF THE CITY OF HUXLEY, IOWA, TO AUTHORIZE SALE OR DISPLAY OF FIREWORKS AS A PERMITTED USE

WHEREAS, Municipal Code section 165.30 provides the zoning regulations for M-1 Heavy Industrial Districts; and

WHEREAS, the City Council determines it to be in the best interests of the City to amend subsection 1 of section 165.30 to add a new subsection U to allow the sale or display of fireworks within the M-1 District, subject to certain regulations;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HUXLEY, IOWA:

Section 1: Section 165.30, subsection 1, of the Municipal Code of the City of Huxley, Iowa, is hereby amended by the addition of new subsection 165.30(1)(U), as follows:

U. Sale or display of fireworks is permitted in permanent and temporary structures, subject to the following restrictions:

- (1) No person may sell or display any fireworks without providing evidence of insurance coverage in amounts not less than \$1,000,000.00 per Occurrence and \$2,000,000.00 in the Aggregate.
- (2) No sale or display of any fireworks is permitted within 100 feet of any public right-of-way or within 500 feet of any of the following:
 - (a) Any residential use, residential zoning district, or area designated for residential use on the City's adopted future land use plan.
 - (b) Schools, child day care centers, day nurseries and nursing schools.
 - (c) Nursing homes, adult care centers, hospitals and medical clinics.
 - (d) Underground pipelines, local gas service facilities, electrical transmission lines and electrical transformers.

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

Section 3: This ordinance shall be in full force and effect after its passage, approval and publication as provided by law.