



HUXLEY
—HUB OF THE PRAIRIE—

PLANNING & ZONING COMMISSION MEETING

Monday May 20, 2024

City Council Chambers—515 N Main Ave

6:00 PM

AGENDA

1. Roll Call
2. Motion to approve the minutes from the April 15, 2024 Planning & Zoning Commission Meeting
3. Public Comments (5-minutes limit for items not on this agenda)
4. Business Items
 - a. Approval of Site Plan for Fjeldberg Lutheran Church 209 N 2nd Ave. Huxley, Iowa; O T lot 1 & N10' Lot 2 & E14' ADJ Alley BLK 6
 - b. Approval of Anthem Plat 1 Final Plat
 - c. Approval of Anthem Townhomes Plat 1 Preliminary Plat
5. Discussion Item
 - a. Storage Containers
6. Informational Items for Planning & Zoning Consideration/Input
 - a. Council Action Update
 - i. Ordinance to Prohibit Trailer and/or Truck Washes – Approved 1st Reading of Ordinance 536
 - b. General Information
 - i. Building Permit Totals 2020-2024
 - ii. No Parking Sign Update Westview Plat 3
 - iii. Comprehensive Plan
7. Planning and Zoning Commission Comments
 - a. Next meeting is Monday June 17, 2024
8. Adjournment

For more information on this and other agenda items, please call the City Clerk's Office at 515-597-2561 or visit the Clerk's Office, City Administration Building at 515 N. Main Ave. Agendas are available to the public at the City Clerk's Office on Friday morning preceding Monday's Planning & Zoning Commission meeting. Citizens can also request to receive meeting notices and agendas by email by calling the Clerk's Office or sending their request via email.

Huxley Planning & Zoning Commission Minutes

Monday April 15, 2024

Chairman Roger Bierbaum called the meeting to order at 6:00 P.M.

ROLL CALL: Bierbaum, Patterson, Ebel, Thompson, Schonhorst—present. Mosher and Frantz – absent.

CITY STAFF PRESENT: Amy Kaplan- Zoning Clerk, David Haugland—City Administrator.

CONSULTANTS PRESENT: None

MINUTES APPROVAL: Motion by Patterson, second by Schonhorst to approve the minutes from the March 18, 2024 meeting. 5 Aye. 0 Nay. MCU.

PUBLIC COMMENTS: None.

BUSINESS ITEMS: *Approval of Amendment to Huxley City Code Sections 165.28 and 165.30 to prohibit trailer and/or truck washes.*

AJ Strumpfer was in attendance to explain the City's position on this amendment. The City's wastewater treatment plant does not have the capacity to handle the high loadings and contaminants that a trailer and/or truck wash would require and therefore in an effort to protect our infrastructure, it is recommended to update our ordinance to not allow such businesses.

Motion by Schonhorst, second by Ebel to recommend approval of the amendment to Huxley City Code Sections 165.28 and 165.30 to prohibit trailer and/or truck washes. Bierbaum, Patterson, Ebel, Thompson, Schonhorst voted yes. MCU.

INFORMATIONAL ITEMS FOR PLANNING & ZONING CONSIDERATION/INPUT:

- *Council Action Update:* Haugland gave a re-cap of the action taken at the city council meetings on topics that were discussed at last month's Planning & Zoning meeting.

PLANNING AND ZONING COMMISSION COMMENTS:

- Next meeting is Monday May 20, 2024 in the City Council Chambers.
- Storage Containers—Several storage containers have been placed on properties around town. Currently, Huxley's Code of Ordinances does not contain language pertaining to the use of a storage container as a permanent structure. Haugland will look into how other cities handle storage containers and report back to the commission.
- Westview Plat 3—When will "no parking" signs be installed? City Staff will speak with the Street Superintendent to understand the timeline.

ADJOURNMENT: Motion by Ebel, second by Schonhorst to adjourn meeting at 6:25 P.M. 5 ayes, 0 nays. MCU.

Amy Kaplan, Zoning Clerk

Roger Bierbaum, Chairman

Date of Approval



VEENSTRA & KIMM INC.

3000 Westown Parkway
West Des Moines, Iowa 50266

515.225.8000 // 800.241.8000
www.v-k.net

May 9, 2024

David Haugland
City Administrator
City of Huxley
515 N. Main Ave
Huxley, Iowa 50124

HUXLEY, IOWA
FJELDBERG LUTHERAN CHURCH
SITE PLAN REVIEW

We have reviewed the Fjeldberg Lutheran Church site plan and find it acceptable.

If you have any questions or comments, please contact us at 515-225-8000.

VEENSTRA & KIMM, INC.

A handwritten signature in blue ink, appearing to read 'Forrest S. Aldrich'.

Forrest S. Aldrich

FSA:rsb
45229-080

cc: Jeff Peterson, City of Huxley (e-mail)
Keith Vitzthum, City of Huxley (e-mail)
Mat Kahler, City of Huxley (e-mail)
AJ Strumpfer, City of Huxley (e-mail)
Amy Kaplan, City of Huxley (e-mail)
Kory Marsh, Snyder & Associates (e-mail)

SITE PLANS FOR FJELDBERG LUTHERAN CHURCH 209 N 2ND AVE CITY OF HUXLEY, STORY COUNTY, IOWA

OWNER / DEVELOPER
FJELDBERG LUTHERAN CHURCH
209 N 2ND AVE
HUXLEY, IA 52540



VICINITY MAP



| Sheet Number | Sheet Title |
|--------------|---------------------------|
| C100 | TITLE SHEET |
| C101 | PROJECT INFORMATION |
| C102 | EXISTING CONDITIONS PLAN |
| C103 | DEMOLITION PLAN |
| C104 | CONSTRUCTION UTILITY PLAN |
| C105 | LANDSCAPE PLAN |

DESIGNER
HUXLEY ENGINEERING
1000 E 10TH AVE
HUXLEY, IA 52540
TEL: 319.261.1111
WWW.HUXLEYENGINEERING.COM

PROJECT
FJELDBERG LUTHERAN CHURCH
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ARCHITECT
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HUXLEY, IA 52540
TEL: 319.261.1111
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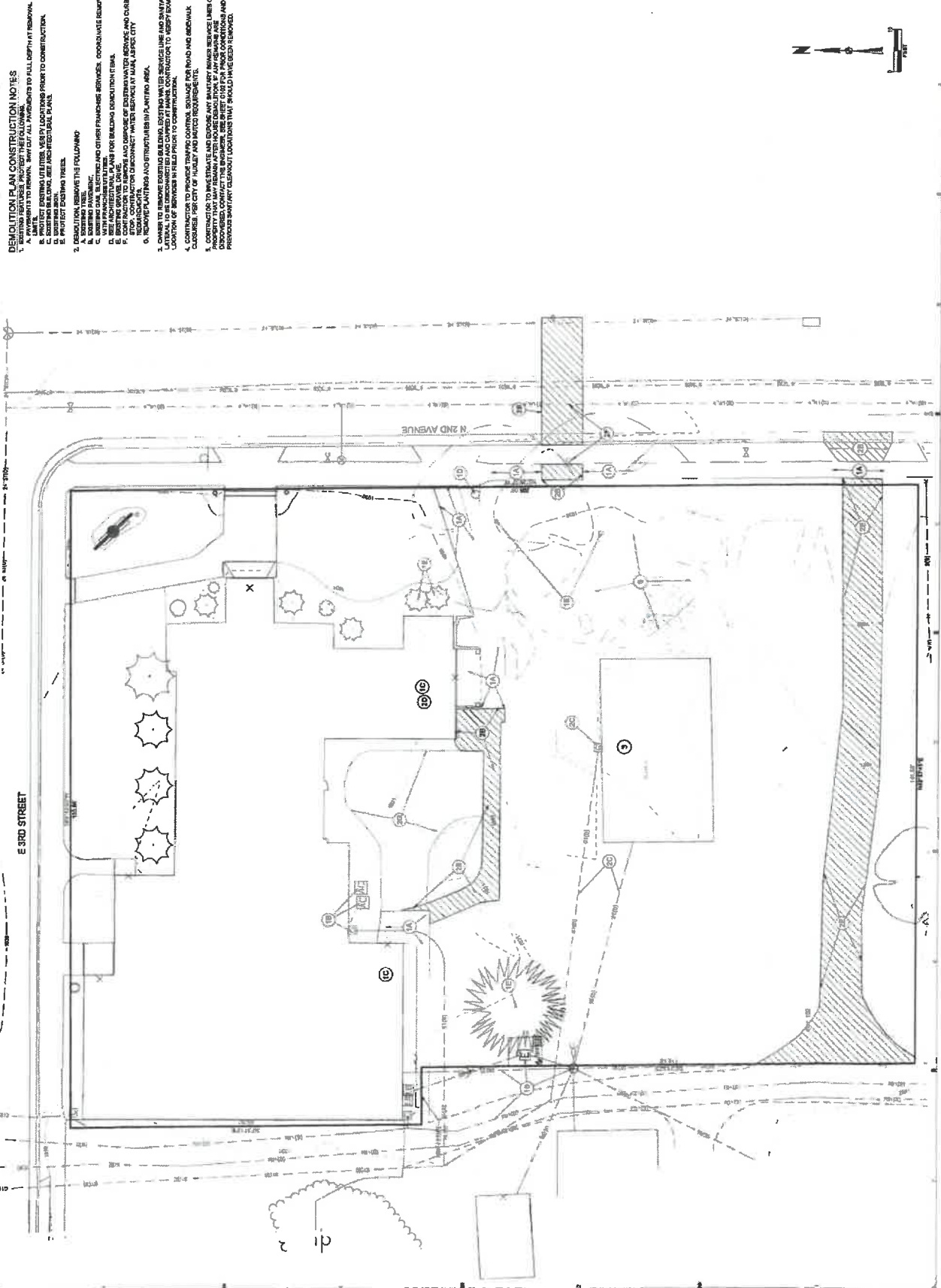
LANDSCAPE ARCHITECT
HUXLEY ENGINEERING
1000 E 10TH AVE
HUXLEY, IA 52540
TEL: 319.261.1111
WWW.HUXLEYENGINEERING.COM

Fjeldberg Lutheran Church
Huxley, Iowa

10-FOLD
ARCHITECTURE + ENGINEERING

C100

| NO. | DESCRIPTION | DATE |
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| 1 | PRELIMINARY | 10/1/00 |
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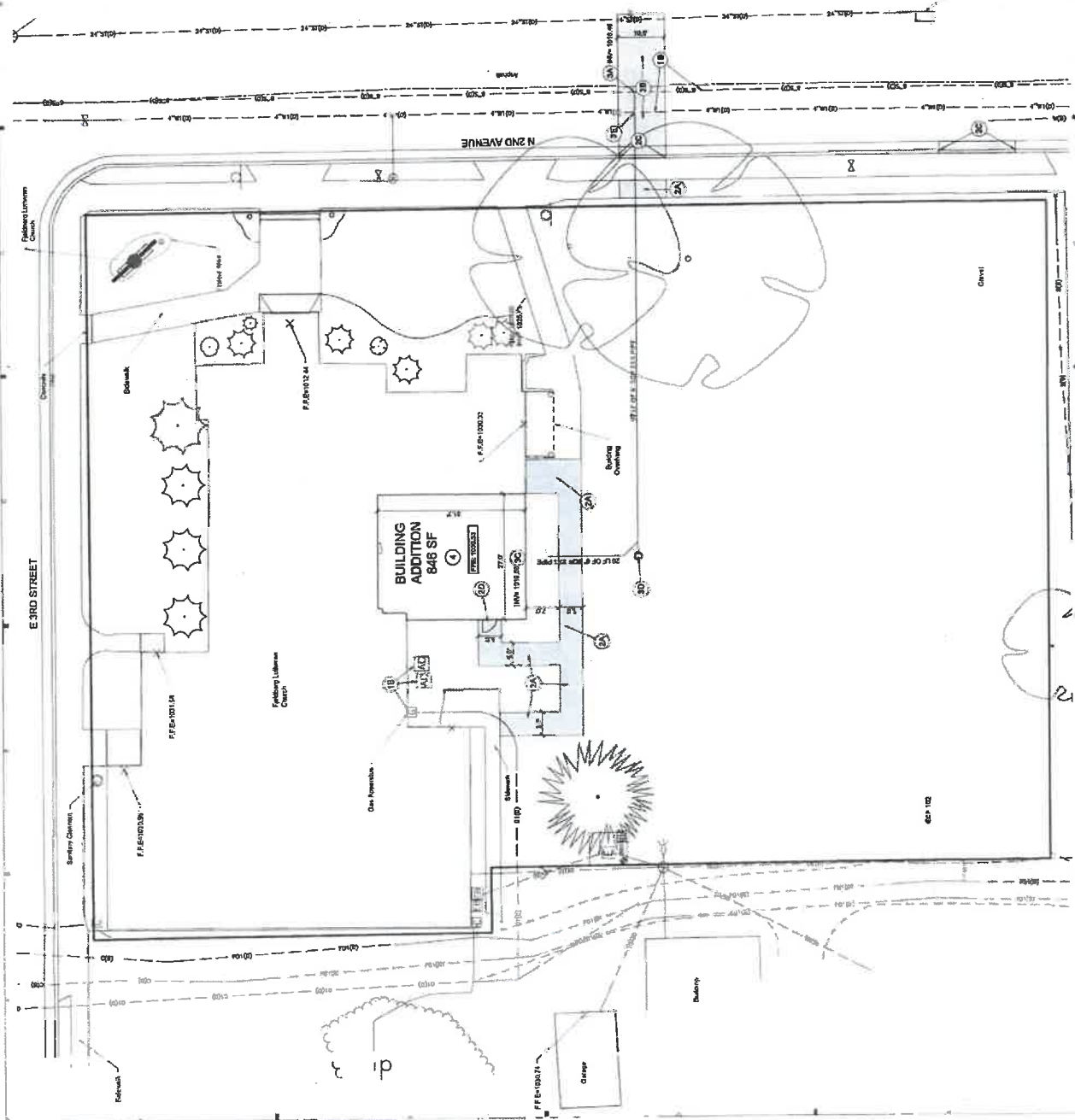


- DEMOLITION PLAN CONSTRUCTION NOTES**
1. EXISTING STRUCTURE TO REMAIN. SHUT OFF ALL UTILITIES TO FULL DEPTH AT REMOVAL.
 2. EXISTING UTILITIES: VERIFY LOCATIONS PRIOR TO CONSTRUCTION.
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demolition plan construction notes

DIMENSION PLAN NOTES

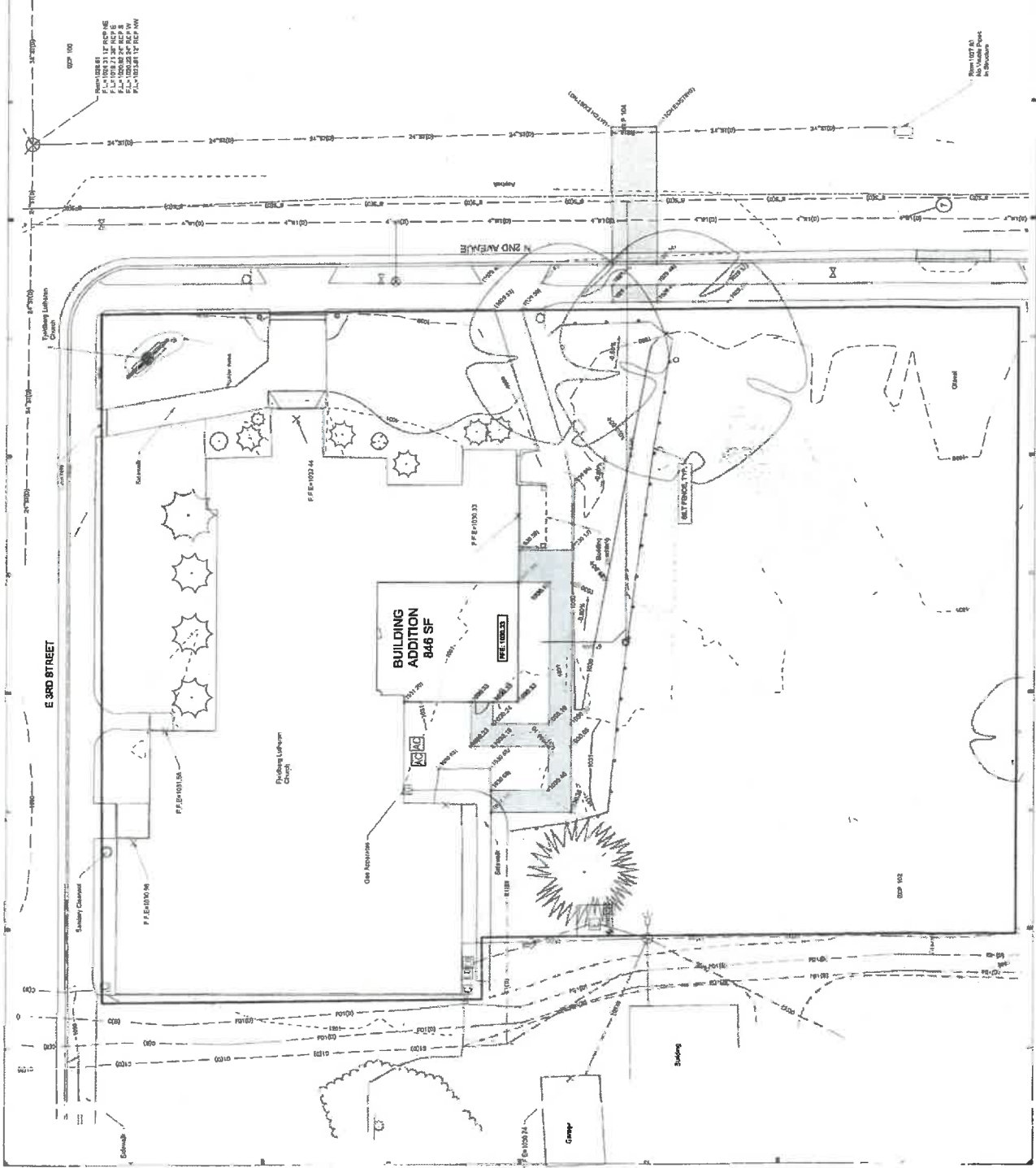
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GRADING NOTES

1. CONTRACTOR TO PREP AND STITCHOUT TOPSOIL ON ALL AREAS TO BE CUT OR FILLED. RESPONSE TO ANNUAL 1" DEPTH TO FINISH GRADE.
2. ANY EXCESS CUT TO BE SPREAD ON SITE AS DIRECTED BY ENGINEER.
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LANDSCAPE PLAN GENERAL NOTES

- THE UTILITIES SHOWN HAVE BEEN LOCATED FROM FIELD SURVEY INFORMATION AND NOT FIELD VERIFICATION. THE CONTRACTOR SHALL VERIFY THE LOCATION AND DEPTH OF ALL UTILITIES IN THE AREA, EITHER BY EXCAVATION OR BY OTHER MEANS. THE CONTRACTOR SHALL BE RESPONSIBLE FOR ANY DAMAGE TO UTILITIES DURING CONSTRUCTION. ANY DAMAGE TO UTILITIES SHALL BE REPAIRED BY THE CONTRACTOR AT HIS OWN EXPENSE. THE CONTRACTOR SHALL COORDINATE WITH ALL UTILITIES COMPANIES BEFORE CONSTRUCTION.
- ALL PLANT MATERIAL SHALL AT LEAST MEET MINIMUM REQUIREMENTS SHOWN IN THE "AMERICAN STANDARD" FOR NURSERY STOCK (ANSI Z60.1 LATEST EDITION).
- CONTRACTOR SHALL GUARANTEE ALL PLANT MATERIAL FOR ONE YEAR, UNLESS SPECIFIED OTHERWISE.
- TREES SHALL HAVE A 3" DIAMETER MEASUREMENT WITH 4-INCH DEPTH SHADE-CUT EDGES.

LANDSCAPE PLAN CONSTRUCTION NOTES

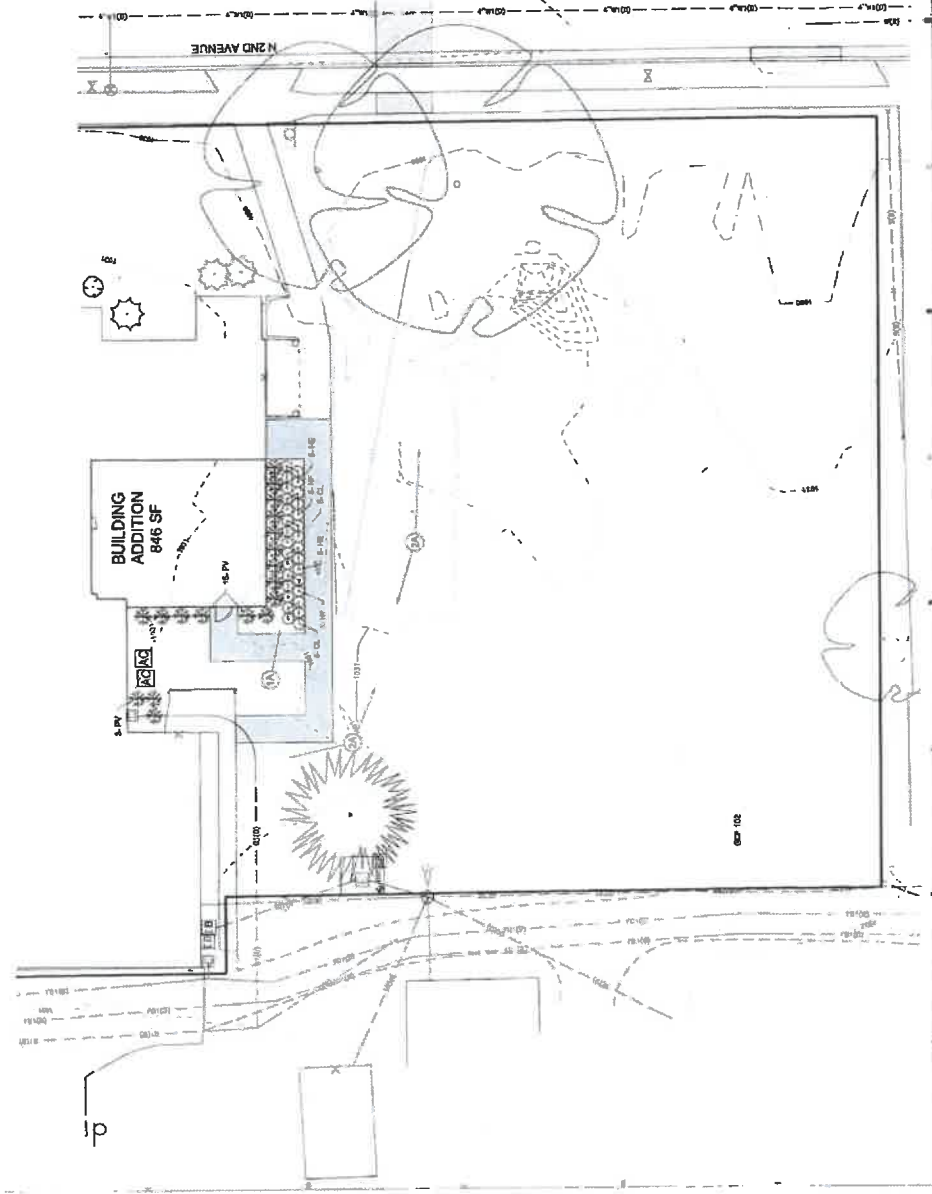
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PLANTING PLAN REQUIREMENTS

- NO QUANTITY REQUIREMENTS APPLY TO THE SITE.

| PLANT SCHEDULE | | |
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NOTE: IF THERE IS A DISCREPANCY BETWEEN THE SCHEDULE QUANTITY AND QUANTITY OF PLANT MATERIAL SHOWN ON THE PLAN, THE QUANTITY SHOWN ON THE PLAN SHALL PREVAIL. THE CONTRACTOR SHALL GUARANTEE ALL PLANT MATERIAL FOR ONE YEAR, UNLESS SPECIFIED OTHERWISE.



DECIDUOUS TREES STAKING DETAIL

NO SCALE



SEE PLANTING PIT DETAILS

CONTRACTOR SHALL PROVIDE MULCH TO PROTECT BRANCHES.

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PLANTING PIT DETAILS

NO SCALE



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VEENSTRA & KIMM INC.

3000 Westown Parkway
West Des Moines, Iowa 50266

515.225.8000 // 800.241.8000
www.v-k.net

May 10, 2024

David Haugland
City Administrator
City of Huxley
515 N. Main Ave
Huxley, Iowa 50124

HUXLEY, IOWA
ANTHEM PLAT 1 (120 SOUTH)
FINAL PLAT

We have reviewed the final plat for Anthem Plat 1 (120 South) and find it acceptable.

All public improvements associated with the plat need to be completed and accepted by the City or a performance bond or a letter of credit provided before the final plat can be accepted by the City Council.

If you have any questions or comments, please contact us at 515-225-8000.

VEENSTRA & KIMM, INC.

Forrest S. Aldrich

FSA:rsb
45229-079

cc: Chris Gardner, City of Huxley (e-mail)
Jeff Peterson, City of Huxley (e-mail)
Amy Kaplan, City of Huxley (e-mail)
Keith Vitzthum, City of Huxley (e-mail)
Mat Kahler, City of Huxley (e-mail)
A.J. Stumpfer, City of Huxley (e-mail)
Adam Schoeppner, Niles Associates, Inc. (e-mail)



VEENSTRA & KIMM INC.

3000 Westown Parkway
West Des Moines, Iowa 50266

515.225.8000 // 800.241.8000
www.v-k.net

May 17, 2024

Dave Haugland
City of Huxley
515 N. Main Avenue
Huxley, Iowa 50124

HUXLEY, IOWA
ANTHEM TOWNHOMES PLAT 1
PRELIMINARY PLAT

We have reviewed the Anthem Townhomes Plat 1 Preliminary Plat and find it acceptable.

If you have any questions or comments, please contact us at 515-225-8000.

VEENSTRA & KIMM, INC.

A handwritten signature in blue ink, appearing to read 'Forrest S. Aldrich'.

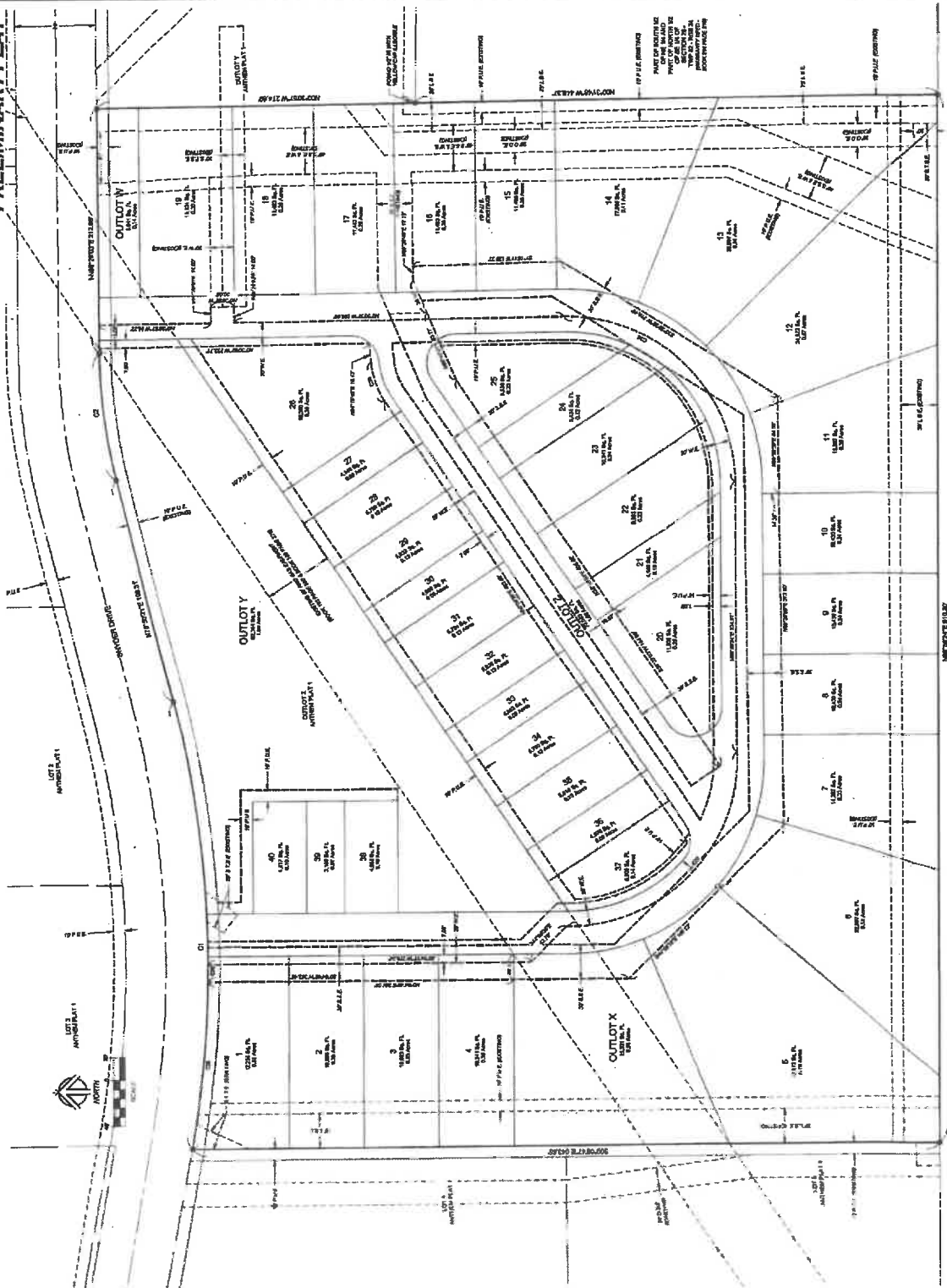
Forrest S. Aldrich

FSA:rsb
45229-087

cc: Dave Haugland, City of Huxley (e-mail)
Jeff Peterson, City of Huxley (e-mail)
Keith Vitzthum, City of Huxley (e-mail)
Mat Kahler, City of Huxley (e-mail)
AJ Strumpfer, City of Huxley (e-mail)
Chris Gardner, Bella Homes (e-mail)
Jake Nilles, Nilles Associates, Inc. (e-mail)
Adam Schoeppner, Nilles Associates, Inc. (e-mail)

PRELIMINARY PLAT

| Curve # | Curve # Range | Radius | Delta | Chord Distance | Chord Bearing |
|---------|---------------|--------|-------|----------------|-----------------|
| 1 | 1-10 | 100.00 | 10.00 | 100.00 | N 90° 00' 00" E |
| 2 | 11-20 | 100.00 | 10.00 | 100.00 | N 00° 00' 00" E |
| 3 | 21-30 | 100.00 | 10.00 | 100.00 | N 00° 00' 00" E |
| 4 | 31-40 | 100.00 | 10.00 | 100.00 | N 00° 00' 00" E |
| 5 | 41-50 | 100.00 | 10.00 | 100.00 | N 00° 00' 00" E |



LANDSCAPE ARCHITECTS
C&L ENGINEERING - LAND SURVEYING
(515) 966-4121 phone • (515) 966-4222 fax
JANESVILLE, IOWA 52602-2658
FAX: (515) 966-4121

1. The first step in the process is to identify the problem. This involves gathering information about the situation and the people involved. It is important to understand the context and the impact of the problem on the organization and its stakeholders.

ANTHEM TOWNHOMES PLAT 1
APPROVED, 2008
PRELIMINARY PLAT

| | |
|--------|------------|
| Serial | 23114 |
| Q-10 | Q101010101 |
| Q-10A | Q10A |
| Q-10B | Q10B |
| Q-10C | Q10C |
| Q-10D | Q10D |
| Q-10E | Q10E |
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| Q-10G | Q10G |
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| Q-10W | Q10W |
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| Q-10Z | Q10Z |

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THE NEW YORK STATE DEPARTMENT OF PUBLIC WORKS AND THE CITY OF NEW YORK REQUEST THAT YOU PROVIDE FOR PROXIMATE POSTAGE AND RETURN ADDRESS.

[illegible]

1. **Public housing** 2. **Public housing** 3. **Public housing** 4. **Public housing** 5. **Public housing** 6. **Public housing** 7. **Public housing** 8. **Public housing** 9. **Public housing** 10. **Public housing** 11. **Public housing** 12. **Public housing** 13. **Public housing** 14. **Public housing** 15. **Public housing** 16. **Public housing** 17. **Public housing** 18. **Public housing** 19. **Public housing** 20. **Public housing** 21. **Public housing** 22. **Public housing** 23. **Public housing** 24. **Public housing** 25. **Public housing** 26. **Public housing** 27. **Public housing** 28. **Public housing** 29. **Public housing** 30. **Public housing** 31. **Public housing** 32. **Public housing** 33. **Public housing** 34. **Public housing** 35. **Public housing** 36. **Public housing** 37. **Public housing** 38. **Public housing** 39. **Public housing** 40. **Public housing** 41. **Public housing** 42. **Public housing** 43. **Public housing** 44. **Public housing** 45. **Public housing** 46. **Public housing** 47. **Public housing** 48. **Public housing** 49. **Public housing** 50. **Public housing** 51. **Public housing** 52. **Public housing** 53. **Public housing** 54. **Public housing** 55. **Public housing** 56. **Public housing** 57. **Public housing** 58. **Public housing** 59. **Public housing** 60. **Public housing** 61. **Public housing** 62. **Public housing** 63. **Public housing** 64. **Public housing** 65. **Public housing** 66. **Public housing** 67. **Public housing** 68. **Public housing** 69. **Public housing** 70. **Public housing** 71. **Public housing** 72. **Public housing** 73. **Public housing** 74. **Public housing** 75. **Public housing** 76. **Public housing** 77. **Public housing** 78. **Public housing** 79. **Public housing** 80. **Public housing** 81. **Public housing** 82. **Public housing** 83. **Public housing** 84. **Public housing** 85. **Public housing** 86. **Public housing** 87. **Public housing** 88. **Public housing** 89. **Public housing** 90. **Public housing** 91. **Public housing** 92. **Public housing** 93. **Public housing** 94. **Public housing** 95. **Public housing** 96. **Public housing** 97. **Public housing** 98. **Public housing** 99. **Public housing** 100. **Public housing**

1. CUT 74' ON TOP OF CURB ON EAST SIDE OF E. MAIN STREET, 12' 44" NORTH OF SOUTHWING OF PAVING, 2' 44" NORTH OF SINGULAR CURVE INTERSECT. ELEVATION = 1041.10'
2. MAX. NAIL IN CL. OF UT HIGHWAY 66, 487' 4" SOUTH OF INTERSECTION OF US HIGHWAY 66 AND CAMPBELL DRIVE. ELEVATION = 927.24'

[illegible]

5. ALL WORK SHALL BE IN ACCORDANCE WITH OSHA CODES AND STANDARDS. NOTHING INDICATED ON THESE PLANS SHALL RELIEVE THE CONTRACTOR FROM COMPLYING WITH ANY APPLICABLE SAFETY REGULATIONS.

7. THE CONTRACTOR SHALL RECONNECT ALL FIELD TILE AND STORM DRAINS DISCONNECTED DURING CHRISTIANITY. RECONNECTIONS SHALL BE CONSIDERED INCIDENTAL TO PROJECT COST. NOTIFY CITY OF HUXLEY AND HILLCO ASSOCIATES PRIOR TO RECONNECTION SO THAT LOCATION OF RECONNECTION CAN BE DOCUMENTED AND INCLUDED ON RECORDED DRAWINGS. REPAIRS TO TILE LINES ARE TO BE VERIFIED BY CITY OF HUXLEY PERSONNEL.

10. CONTRACTOR SHALL VERIFY ALL MEASUREMENTS SHOWN ON THE PLAN PRIOR TO CONSTRUCTION. IF ANY DISCREPANCY IS FOUND, NOTIFY ENGINEER IMMEDIATELY BEFORE PROCEEDING.

13. THE CONTRACTOR SHALL PROTECT UTILITY POLES NEAR CONSTRUCTION ACTIVITIES AS REQUIRED.

16. THE CONTRACTOR SHALL FOLLOW THE STORAGE WATER POLLUTION PREVENTION PLAN PREPARED FOR THIS SITE.

17. CONTRACTORS ON-SITE SHALL BE RESPONSIBLE FOR ONLY CLEANUP OF SEDIMENT AND DEBRIS TRACKED OR WASHED ONTO PUBLIC RIGHTS-OF-WAY AND AREAS OUTSIDE PROJECT LIMITS.

ARE ACCOUNTED AT THE BUREAU, THE PARTY SUBPENSAS
NOTIFY THE CITY OF HOLIST, 120 SOUTH LC, AND TELLUS ASSOCIATES BEFORE THE SITE IS
FURTHER DISTURBED.

CITY OF HOLLYWOOD WATER AND SEWER
Contact Name: Jeffery B. Smith
Contact Phone: 315-368-7012

ALLIANT ENERGY - GAS AND ELECTRIC
Contact Name: Jeremy Baumann
Contact Phone: 315-368-5413

HOLLEY COMMUNICATIONS - PHONE/CALE
Contact Name: Dave Strangely
Contact Phone: 315-368-7718

CITY OF HALEY COUNTY TRANSPORTATION & SERVICES
Contact Name: Lyle Hinkle
Contact Phone: 315-422-5900

| | |
|----------------------|---|
| TOTAL SITE AREA: | 14.00 ACRES |
| PROPOSED USE: | RETAIL AND SUBTACHED RESIDENTIAL UNITS ON TWO-LEVEL UNITS. |
| PRIVACY INFORMATION: | 48,707 SF PL (114) |
| PERMITS/INSET: | 48,707 SF PL (114) |
| WATER/SEWERAGE: | 48,707 SF PL (114) |
| ROAD/PAVING AREA: | 48,707 SF PL (114) |

D/O CHRIS GARDNER
508 E 1ST STREET
MADLEY, IOWA 50124
(515) 461-4615

[illegible]

LOT# 1-40, OUTLOTS X, Y, AND Z, ANTHONY TOMPKINS PLAT #, AN OFFICIAL PLAT, LOCATED IN THE CITY OF HURLEY, STORY COUNTY, IOWA.

CONTAINING 14.26 ACRES, MORE OR LESS.

WELDING
ELECTRICITY
FOR METALLURGY
AND METALS
ENGINEERING

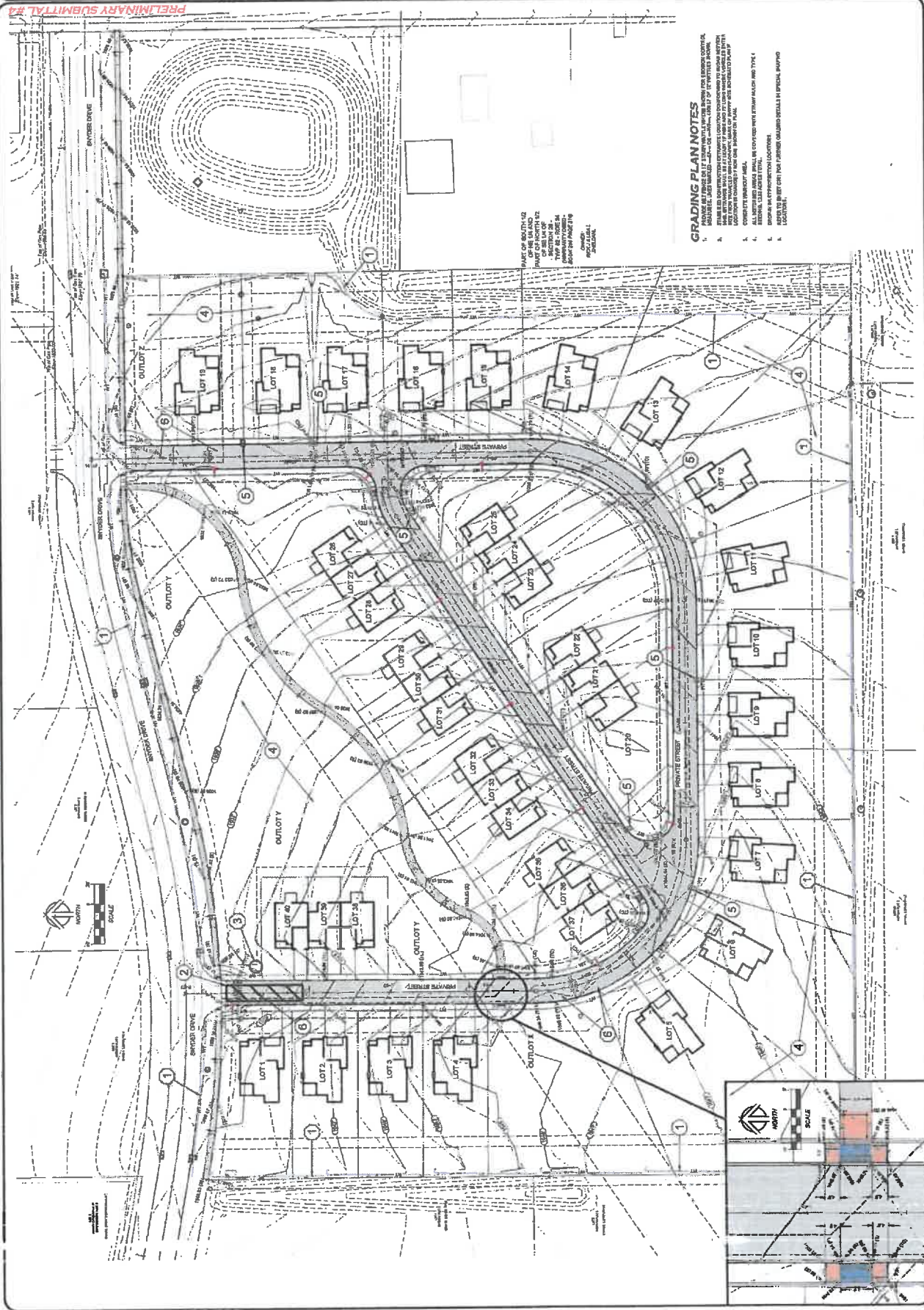
[illegible]

GRADING PLAN NOTES

- CONCRETE REINFORCEMENT.**
- A. ALL UTILITY AND SPECIAL WELLS BE CONCRETED WITH STEEL BARS AND TYPE 4 SCHEDULE 40 PIPE. MINIMUM WALL THICKNESS SHALL BE 8 INCHES.
- B. DRAINAGE OR COLLECTION LOCATIONS.
- C. ADDITIONAL NOTES FOR FURTHER QUALITY DETAILS IN SPECIAL DRAINING LOCATIONS:

ART OF SOUTH 1/2
OF NE 1/4 AND
WART OF NORTH 1/2
OF SE 1/4 OF
SECTION 28 -
TWP 42 - R. 2E 34
COUNTY DEED -
BOOK 244 PAGE 219

OWNER:
ROCK A L L E T
J E L L I A N





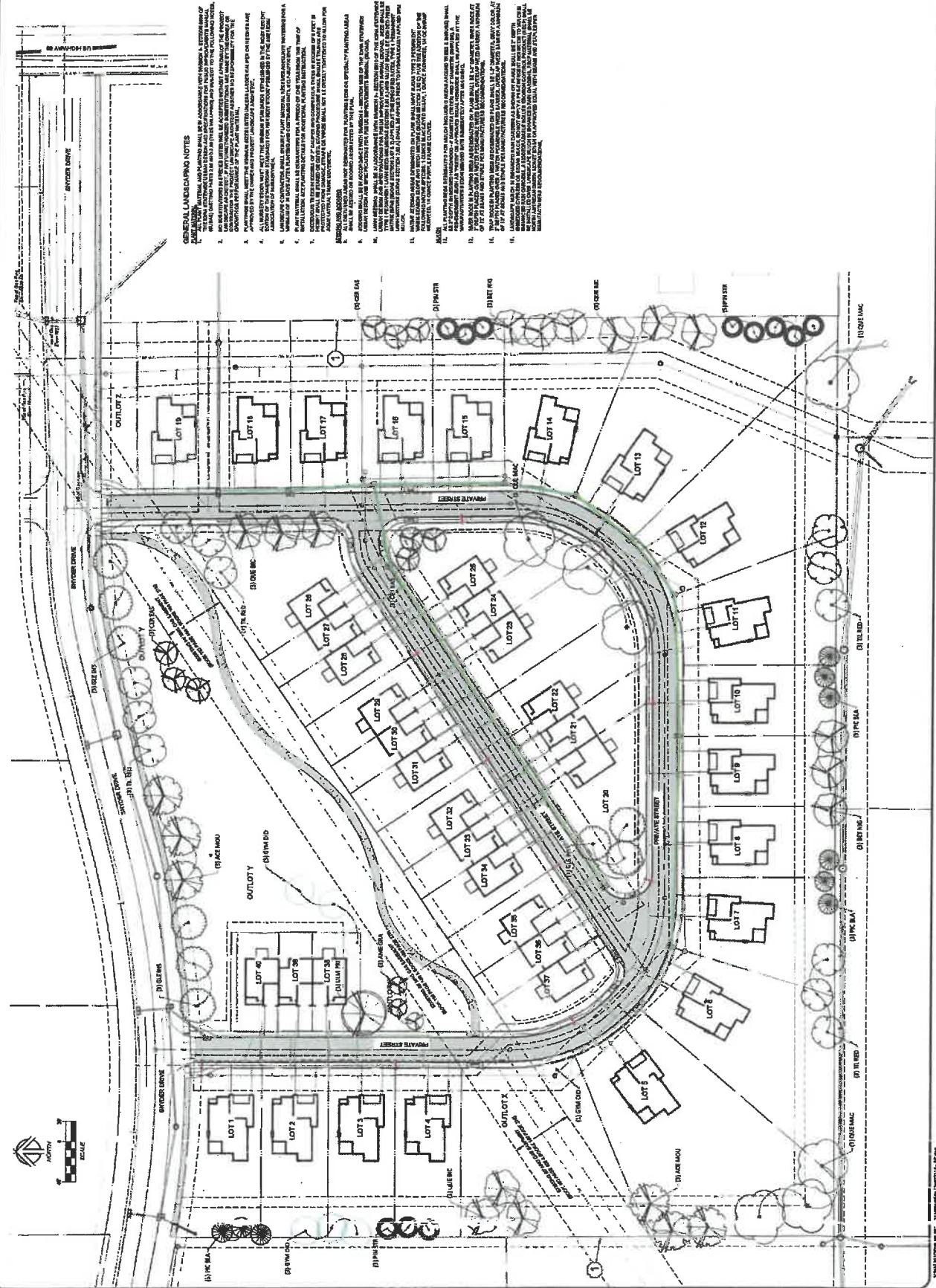
ANTHEM TOWNHOMES
HUNTER, KANSAS
LANDSCAPING PLAN

1. 2. 3. 4. 5. 6. 7. 8. 9. 10. 11. 12. 13. 14. 15. 16. 17. 18. 19. 20. 21. 22. 23. 24. 25. 26. 27. 28. 29. 30. 31. 32. 33. 34. 35. 36. 37. 38. 39. 40. 41. 42. 43. 44. 45. 46. 47. 48. 49. 50. 51. 52. 53. 54. 55. 56. 57. 58. 59. 60. 61. 62. 63. 64. 65. 66. 67. 68. 69. 70. 71. 72. 73. 74. 75. 76. 77. 78. 79. 80. 81. 82. 83. 84. 85. 86. 87. 88. 89. 90. 91. 92. 93. 94. 95. 96. 97. 98. 99. 100. 101. 102. 103. 104. 105. 106. 107. 108. 109. 110. 111. 112. 113. 114. 115. 116. 117. 118. 119. 120. 121. 122. 123. 124. 125. 126. 127. 128. 129. 130. 131. 132. 133. 134. 135. 136. 137. 138. 139. 140. 141. 142. 143. 144. 145. 146. 147. 148. 149. 150. 151. 152. 153. 154. 155. 156. 157. 158. 159. 160. 161. 162. 163. 164. 165. 166. 167. 168. 169. 170. 171. 172. 173. 174. 175. 176. 177. 178. 179. 180. 181. 182. 183. 184. 185. 186. 187. 188. 189. 190. 191. 192. 193. 194. 195. 196. 197. 198. 199. 200. 201. 202. 203. 204. 205. 206. 207. 208. 209. 210. 211. 212. 213. 214. 215. 216. 217. 218. 219. 220. 221. 222. 223. 224. 225. 226. 227. 228. 229. 230. 231. 232. 233. 234. 235. 236. 237. 238. 239. 240. 241. 242. 243. 244. 245. 246. 247. 248. 249. 250. 251. 252. 253. 254. 255. 256. 257. 258. 259. 260. 261. 262. 263. 264. 265. 266. 267. 268. 269. 270. 271. 272. 273. 274. 275. 276. 277. 278. 279. 280. 281. 282. 283. 284. 285. 286. 287. 288. 289. 290. 291. 292. 293. 294. 295. 296. 297. 298. 299. 300. 301. 302. 303. 304. 305. 306. 307. 308. 309. 310. 311. 312. 313. 314. 315. 316. 317. 318. 319. 320. 321. 322. 323. 324. 325. 326. 327. 328. 329. 330. 331. 332. 333. 334. 335. 336. 337. 338. 339. 340. 341. 342. 343. 344. 345. 346. 347. 348. 349. 350. 351. 352. 353. 354. 355. 356. 357. 358. 359. 360. 361. 362. 363. 364. 365. 366. 367. 368. 369. 370. 371. 372. 373. 374. 375. 376. 377. 378. 379. 380. 381. 382. 383. 384. 385. 386. 387. 388. 389. 390. 391. 392. 393. 394. 395. 396. 397. 398. 399. 400. 401. 402. 403. 404. 405. 406. 407. 408. 409. 410. 411. 412. 413. 414. 415. 416. 417. 418. 419. 420. 421. 422. 423. 424. 425. 426. 427. 428. 429. 430. 431. 432. 433. 434. 435. 436. 437. 438. 439. 440. 441. 442. 443. 444. 445. 446. 447. 448. 449. 450. 451. 452. 453. 454. 455. 456. 457. 458. 459. 460. 461. 462. 463. 464. 465. 466. 467. 468. 469. 470. 471. 472. 473. 474. 475. 476. 477. 478. 479. 480. 481. 482. 483. 484. 485. 486. 487. 488. 489. 490. 491. 492. 493. 494. 495. 496. 497. 498. 499. 500. 501. 502. 503. 504. 505. 506. 507. 508. 509. 510. 511. 512. 513. 514. 515. 516. 517. 518. 519. 520. 521. 522. 523. 524. 525. 526. 527. 528. 529. 530. 531. 532. 533. 534. 535. 536. 537. 538. 539. 540. 541. 542. 543. 544. 545. 546. 547. 548. 549. 550. 551. 552. 553. 554. 555. 556. 557. 558. 559. 560. 561. 562. 563. 564. 565. 566. 567. 568. 569. 570. 571. 572. 573. 574. 575. 576. 577. 578. 579. 580. 581. 582. 583. 584. 585. 586. 587. 588. 589. 590. 591. 592. 593. 594. 595. 596. 597. 598. 599. 600. 601. 602. 603. 604. 605. 606. 607. 608. 609. 610. 611. 612. 613. 614. 615. 616. 617. 618. 619. 620. 621. 622. 623. 624. 625. 626. 627. 628. 629. 630. 631. 632. 633. 634. 635. 636. 637. 638. 639. 640. 641. 642. 643. 644. 645. 646. 647. 648. 649. 650. 651. 652. 653. 654. 655. 656. 657. 658. 659. 660. 661. 662. 663. 664. 665. 666. 667. 668. 669. 670. 671. 672. 673. 674. 675. 676. 677. 678. 679. 680. 681. 682. 683. 684. 685. 686. 687. 688. 689. 690. 691. 692. 693. 694. 695. 696. 697. 698. 699. 700. 701. 702. 703. 704. 705. 706. 707. 708. 709. 710. 711. 712. 713. 714. 715. 716. 717. 718. 719. 720. 721. 722. 723. 724. 725. 726. 727. 728. 729. 730. 731. 732. 733. 734. 735. 736. 737. 738. 739. 740. 741. 742. 743. 744. 745. 746. 747. 748. 749. 750. 751. 752. 753. 754. 755. 756. 757. 758. 759. 760. 761. 762. 763. 764. 765. 766. 767. 768. 769. 770. 771. 772. 773. 774. 775. 776. 777. 778. 779. 780. 781. 782. 783. 784. 785. 786. 787. 788. 789. 790. 791. 792. 793. 794. 795. 796. 797. 798. 799. 800. 801. 802. 803. 804. 805. 806. 807. 808. 809. 810. 811. 812. 813. 814. 815. 816. 817. 818. 819. 820. 821. 822. 823. 824. 825. 826. 827. 828. 829. 830. 831. 832. 833. 834. 835. 836. 837. 838. 839. 840.

1833 SH MALAZKINE ROAD
AGENCY, 1044, 50021-2005
Call Bureymy - Land Surveying
(919) 866-0122 phone - (919) 866-3322 fax
Landscaping Architecture

GENERAL LANDSCAPING NOTES

- [illegible]



Story City, Iowa

ORDINANCE NO. 335

**AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF
STORY CITY, IOWA, BY ADDING CHAPTER 161 PERTAINING
TO TEMPORARY PORTABLE STORAGE CONTAINERS.**

Be It Enacted by the City Council of the City of Story City, Story County, Iowa:

SECTION 1. The Code of Ordinances of the City of Story City, Iowa, is amended by adding Chapter 161, which is hereby added as follows:

161.01 PURPOSE. The purpose of this chapter is to regulate the placement within the City of certain On-Site Storage Containers that are designed and intended to be used for commercial storage, or for the transportation of goods or other cargo, in order to protect the public health, safety, and welfare, and promote aesthetics on residential properties in the City of Story City, Story County, Iowa.

161.02 DEFINITIONS. For purposes of this chapter, the term "On-Site Storage Container" shall mean:

- a) Any container or vessel designed for or used in the packing, storage, shipping, movement or transportation of cargo, freight, goods, equipment, or commodities; and/or
- b) Any container or vessel designed to be, or capable of being, mounted or moved by rail, truck, or ship by means of being mounted on a chassis or other transport device, including portable on-site storage containers, or units having similar characteristics; and/or
- c) Any railroad cars, truck vans, converted mobile homes, trailers, recreational vehicles, bus bodies, vehicles, and similar pre-fabricated items originally built of purposes other than the storage of goods and materials.

**161.03 RESTRICTIONS ON ON-SITE STORAGE CONTAINERS ON
RESIDENTIAL PROPERTIES.**

- a) An On-Site Storage Container shall not be considered to be an "Accessory Building" under Chapter 166.
- b) No permanent On-Site Storage Container shall be permitted in any residentially-zoned district of the City, or on any property within the City used for residential purposes.
- c) Notwithstanding the provisions set forth in subsection (a) on this section, the temporary placement of storage containers and/or portable On-Site Storage Containers on residentially-zoned properties, or on properties the primary use of which are residential, for a limited purpose of loading and unloading household contents shall be permitted for a period of time not to exceed fifteen (15) days within any one calendar year.

- d) Notwithstanding the provisions set forth in subsection (b) of this section, licensed and bonded contractors may use On-Site Storage Containers for the temporary location of an office, or the temporary storage of equipment, and/or materials during construction which is taking place on the property where the cargo container is located.

161.04 PERMIT REQUIRED

- a) A building permit is required prior to placement of an On-Site Storage Container. The proposed On-Site Storage Container must be accessory to the permitted use of the property, and shall meet the setback requirements of the underlying zone.
- b) In the event the On-Site Storage Container is to be used by a licensed and bonded contractor for the temporary location of an office, or the temporary storage of equipment, and/or materials during construction which is taking place on the property where the cargo container is located, residential or otherwise, a special permit may be issued the City Administrator for the time period required for the project.
- c) Storage Containers shall not be stacked above the height of a single container except within the industrial zone, and only in the rear yard of the property.
- d) On-Site Storage Containers shall be kept free of all alpha-numeric signage and writing other than to identify the owner of a leased storage container.
- e) As a condition of placement, On-Site Storage Containers may be required to be fenced or screened from abutting properties and/or right-of-ways pursuant to the provisions of the underlying zoning regulations.
- f) On-Site Storage Containers shall be in an approved designated area and on the same property as the principal use.
- g) On-Site Storage Containers shall not occupy off-street parking.
- h) Materials stored within On-Site Storage Containers are subject to inspection and approval by local and state fire officials.
- i) Permit Fee: A permit fee, as set by Resolution of the City Council, shall be imposed.

161.05 CURRENT VIOLATIONS. All owners of property within the City shall have fifteen (15) days from the effective date of the Ordinance codified in this chapter to bring properties which currently contain On-Site Storage Containers that are in violation of the terms of this chapter, into full compliance.

161.06 VIOLATIONS - PENALTIES. A violation of the provisions of this Chapter shall be deemed to be a municipal infraction pursuant to the Iowa Code Section 364.22, and subject to enforcement and remedial action as permitted thereunder.

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 after its final passage, approval and publication as provided by law.

PASSED, ADOPTED AND APPROVED this _____ day of _____, 2023

ATTEST:

Mike Jensen, Mayor

Heather Slifka, City Clerk

Title 17 - ZONING
Chapter 17.53 STORAGE CONTAINERS

Chapter 17.53 STORAGE CONTAINERS

Sections:

17.53.010 Definitions.

17.53.020 Storage on residential use properties.

17.53.030 Shipping containers.

17.53.010 Definitions.

- A. An "accessory storage container" is an accessory storage building and, in limited circumstances as set out in subsection (C) below, a shipping container.
- B. An "accessory storage building" is:
 - 1. A building originally constructed for use as an accessory building for the storage of material and equipment accessory to a primary use located on the property.
 - 2. For purposes of this chapter, shipping containers, railroad cars, truck vans, converted mobile homes, trailers, recreational vehicles, bus bodies, vehicles, and similar prefabricated items and structures originally built for purposes other than the storage of goods and materials are not accessory storage buildings.
- C. "Shipping containers" include standardized reusable vessels that were:
 - 1. Originally designed for or used in the parking, shipping, movement or transportation of freight, articles, goods or commodities; and/or
 - 2. Originally designed for or capable of being mounted or moved by rail, truck or ship by means of being mounted on a chassis or similar transport device. This definition includes the terms "transport containers" and "portable site storage containers" having a similar appearance to and similar characteristics of shipping containers.
 - 3. Not intended to include pre-fabricated garden sheds.

(Ord. No. 1261, § 1, 2-1-2021)

17.53.020 Storage on residential use properties.

- A. A zoning permit is required prior to construction of an accessory storage building (per Section 17.16.030, accessory building) or the temporary placement of shipping container. The application shall show that the construction of an accessory storage building or the temporary placement of a proposed shipping container is accessory to the permitted use of the property and meets the placement criteria for the zone.
- B. Only accessory storage buildings defined in subsection 17.53.010(B) above shall be permitted as accessory storage containers on property in any residential zone of the city, or on any property within the city the primary use of which is residential. Shipping containers, railroad cars, truck vans, converted mobile homes, travel trailers, recreational vehicles, bus bodies, vehicles and similar prefabricated items and structures

originally built for purposes other than the storage of goods and materials are not permitted to be used as accessory storage building on property zoned residential or on property the primary use of which is residential.

- C. Notwithstanding the provisions set forth in subsection (B) of this section, the temporary placement of shipping containers on residentially zoned properties, or on properties the primary use of which are residential, for the limited purpose of loading and unloading household contents shall be permitted for a period of time not exceeding one hundred eighty days in any one calendar year without approval for a limited extension from the city's code enforcement officer. Original permit holder is allowed two placements of the container within the one hundred eighty-day period when listed on the original permit. Denial of any extension from code enforcement office can be appealed to the planning and zoning commission for an extension.
- D. Notwithstanding the provisions set forth in subsection (B) of this section, all contractors may use shipping containers for the temporary location of an office, equipment and/or materials storage structure during construction which is taking place on the property where the shipping container is located, if the use of the shipping container is authorized pursuant to a city zoning permit. (Exception: With written approval from adjacent lot owner at the time of permit application container may be placed on adjacent property during construction).
- E. Notwithstanding the provisions set forth in subsection (B) of this section, shipping containers may be used as a building construction material. Buildings utilizing shipping containers as construction material must comply with City Code Chapter 15.12 and Section 3115 of the International Building Code 2021 Edition. Furthermore, shipping containers must be finished with roofing materials such as asphalt shingle, metal shingle, metal panels, or other suitable materials and finished with exterior siding materials such as vinyl, wood, fiber cement, brick, stone, or other suitable materials.
- F. Shipping containers shall not occupy required off-street parking or city rights-of-way without proper approval and permitting as provided for in City Code Section 12.20.010.
- G. As a condition of placement, shipping container sites shall be required to meet all applicable zoning and property maintenance regulations.
- H. Material stored within shipping containers are subject to review by fire chief. He/she shall conduct such investigation or inspection and make such recommendations that he/she consider necessary. Failure to timely eliminate any fire hazards as recommended by the fire chief shall constitute a municipal infraction.

This section shall not apply to pre-fabricated garden sheds or similar structures specifically designed and intended for use on properties for storage purposes and which comply with all city ordinances applicable to detached accessory structures.

(Ord. No. 1261, § 1, 2-1-2021; Ord. No. 1318, § 1, 8-21-2023)

17.53.030 Shipping containers.

Shipping containers placed on any site shall comply with the provisions of this section.

Exception: Portable moving containers/moving pods placed on private property for no more than thirty days in any twelve-month period shall not be regulated by this chapter.

- A. Residential Zones. Shipping containers are not allowed in residential zones (R-1, R-2, R-3, R-4, and R-5). A temporary permit for a shipping container may be obtained for containers used ancillary to a project with a valid residential compliance certificate permit. A temporary permit may allow placement of a container at a residential building site for up to one hundred eighty days for temporary storage after the building permit is issued. The temporary permit cannot be extended.

B. Industrial Zone.

1. Shipping containers are allowed in industrial zones (M-1, M-2, M-3); provided, that the use is in conformance with current permitted zoning uses. Placement of a shipping container for permanent or semi-permanent use shall require a building permit and shall have an engineered foundation and meet all other codes for placement on the property.
2. Shipping containers are not allowed on industrially zoned properties on which the primary use is a nonconforming residential use unless a temporary permit is obtained.

C. Commercial Zones and Central Business District.

1. Shipping containers are allowed in the commercial zones (C-1, C-2) and central business district (C-3), provided said containers:
 - a. Are screened with sight-obscuring fencing or landscaping approved by the zoning administrator; and
 - b. Are being used as a shipping container and that all applicable Department of Transportation (DOT) licenses for the containers are active and valid. The city may require proof of active DOT licenses; and
 - c. Are not permanently installed.
2. Shipping containers are not allowed in the central business district or mixed commercial zone when the primary use is a nonconforming residential use. A city right-of-way permit for a shipping container may be obtained or containers used ancillary to a project with a valid city permit. A temporary permit may allow placement of a container at a building site for up to one hundred eighty days for temporary storage after the building permit is issued. The temporary permit cannot be extended.

- D.** Shipping containers are allowed on construction sites in the central business district, commercial, and industrial zones where there is an active building permit if ancillary to a project with a valid commercial building permit. A temporary permit may allow placement of a container at a commercial building site for up to one year for temporary storage after the building permit is issued. The temporary placement permit may be extended up to an additional one hundred eighty days by the zoning administrator.
- E.** Look-alike shipping container buildings or metal buildings marketed as "containers" or "portable storage units" are regulated as shipping containers to which this section shall apply.
- F.** Placing a shipping container on a city street or right-of-way is not allowed without a right-of-way obstruction permit and approval from the city engineer.
- G.** Temporary signs on containers must follow Zoning Code Section 17.16.110.

(Ord. No. 1261, § 1, 2-1-2021)

CHAPTER 154

TEMPORARY STORAGE CONTAINERS

| | |
|--|-------------------------------|
| 154.01 Purpose | 154.05 Current Violations |
| 154.02 Definitions | 154.06 Conflicts |
| 154.03 Restrictions for On-Site Storage Containers on Residential Properties | 154.07 Violations - Penalties |
| 154.04 Permit Required | |

154.01 PURPOSE.

The purpose of this chapter is to regulate the placement within the City of certain On-Site Storage Containers that are designed and intended to be used for commercial storage, or for the transportation of goods or other cargo, in order to protect the public health, safety, and welfare, and promote aesthetics on residential properties in the City of Humboldt.

154.02 DEFINITIONS.

For purposes of this chapter, the term "On-Site Storage Container" shall mean:

1. Any container or vessel designed for or used in the packing, storage, shipping, movement or transportation of cargo, freight, goods, equipment, or commodities; and/or
2. Any container or vessel designed to be, or capable of being, mounted or moved by rail, truck, or ship by means of being mounted on a chassis or other transport device, including portable on-site storage containers, or units having similar characteristics;
3. Any railroad cars, truck vans, converted mobile homes, trailers, recreational vehicles, bus bodies, vehicles, and similar pre-fabricated items originally built for purposes other than the storage of goods and materials.

154.03 RESTRICTIONS FOR ON-SITE STORAGE CONTAINERS ON RESIDENTIAL PROPERTIES.

1. An On-Site Storage Container shall not be considered to be an "Accessory Building" under Chapter 165.
2. No On-site Storage Container shall be permitted in any residentially-zoned district of the City, or on any property within the City used for residential purposes.
3. Notwithstanding the provisions set forth in Subsection (1) of this section, the temporary placement of storage containers and/or portable On-Site Storage Containers on residentially-zoned properties, or on properties the primary use of which are residential, for the limited purpose of loading and unloading household contents shall be permitted for a period of time not exceeding 14 days in any one calendar year.
4. Notwithstanding the provisions set forth in Subsection (2) of this section, licensed and bonded contractors may use On-Site Storage Containers for the temporary location of an office, or the temporary storage of equipment, and/or materials during construction which is taking place on the property where the cargo container is located, if the use of the cargo container is authorized pursuant to a City permit under §154.04 below.

154.04 PERMIT REQUIRED.

1. A building permit is required prior to placement of an On-Site Storage Container larger than 200 square feet in area. The proposed On-Site Storage Container must be accessory to the permitted use of the property, and shall meet the setback requirements of the underlying zone.
2. In the event the On-Site Storage Container is to be used by a licensed and bonded contractor for the temporary location of an office, or the temporary storage of equipment, and/or materials during construction which is taking place on the property where the cargo container is located, residential or otherwise, a special permit may be issued by the City Administrator for the time period required for the project.
3. Storage Containers shall not be stacked above the height of a single container, except within the light industrial zone, and only in the rear yard of the property.
4. On-Site Storage Containers shall be kept free of all alpha-numeric signage and writing other than to identify the owner of a leased storage container.
5. As a condition of placement, On-Site Storage Containers may be required to be fenced or screened from abutting properties and/or rights-of-way pursuant to the provisions of the underlying zoning regulations.
6. On-Site Storage Containers shall be in an approved designated area and on the same property as the principal use and be included in the calculation of overall lot coverage.
7. On-Site Storage Containers shall not occupy required off-street parking, loading, or landscaping areas.
8. Materials stored within Storage Containers are subject to inspection and approval by local and State fire officials.

154.05 CURRENT VIOLATIONS.

All owners of property within the City shall have 120 days from the effective date of the Ordinance codified in this chapter to bring properties which currently contain On-Site Storage Containers that are in violation of the terms of this chapter, into full compliance.

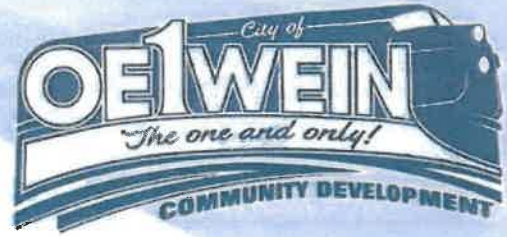
154.06 CONFLICTS.

In the event any conflict exists between the provisions of this chapter and other currently existing provisions of the Humboldt City Code or other ordinances of the City, the terms and provisions of this chapter shall take precedence and to the extent of any such conflict, the terms and conditions of any existing provisions of the Humboldt City Code or other ordinance of the City shall be and hereby are amended insofar as necessary to conform to the provisions of this chapter.

154.07 VIOLATION – PENALTIES.

A violation of the provisions of this Chapter shall be deemed to be a municipal infraction pursuant to Iowa Code §364.22, and subject to enforcement and remedial action as permitted thereunder.

October 31, 2023



Esteemed City Council,

Per discussions by the Planning and Zoning Commission I, David Kral, am recommending the following code addition which would prohibit usage of shipping containers for accessory use on residential zoned properties:

First section would be defining shipping containers as such in Appendix A – Zoning – Section 104 Definitions:

Shipping containers - include standardized reusable vessels that were:

1. Originally designed for or used in the parking, shipping, movement or transportation of freight, articles, goods or commodities; and/or
2. Originally designed for or capable of being mounted or moved by rail, truck or ship by means of being mounted on a chassis or similar transport device. This definition includes the terms "transport containers" and "portable site storage containers" having a similar appearance to and similar characteristics of shipping containers.
3. INTERMODAL SHIPPING CONTAINER, as defined in IBC 2021 Edition - A six-sided steel unit originally constructed as a general cargo container used for the transport of goods and materials.

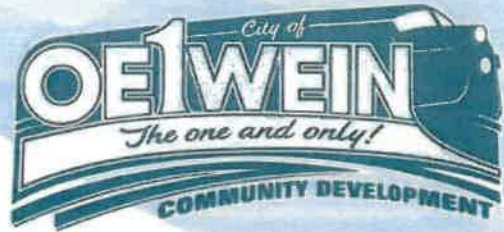
Then adding to sections 202.2 and 203.2 and 204.2 and 205.2 which the "Permitted accessory uses and structures" sections of R-1, R-2, R-3, and R-4 zones (202.2 example shown):

202.2.

Permitted accessory uses and structures.

1. Shipping

10. Shipping containers and other similar storage units do not qualify as accessory buildings on residentially zoned properties and are prohibited.



Planning and Zoning discussed the following points:

-General allowance of storage containers on residential property either as additions able to be resided in or accessory storage. P&Z decided to only add code to prohibit accessory and not primary use. This is based on the concept of a home or other primary usage, such as the Depot Park buildings, have a directly engineered design and adherence to modern building code for their install as opposed to someone simply having a container delivered and dropped off in their backyard as a storage shed.

-City has adopted IRC and IBC 2021 versions. In each version they reference specific standards of allowing the use of shipping containers as storage or habitable structure. It is very in depth and confusing for anyone who is not an engineer. Main referable sections being IBC 3115 (https://codes.iccsafe.org/content/IBC2021P1/chapter-31-special-construction#IBC2021P1_Ch31_Sec3115) which cross references multiple other sections of code. The primary requirement we have looked for is paint/weather protection, foundation, and anchorage. None of these requirements have been met historically and end up as points of contention.



-We discussed, in depth, adding to zoning code that any use of a shipping container on residential property shall be properly finished/painted and be set on a permanent foundation. Foundations potentially being cement slab with proper footings, or cement pillars, and the ability to properly anchor the container, not just set on top of gravel or ground. We discussed the calculations that would need to go into what would be considered a proper foundation based on the weight of the containers and the difficulty making those calculations properly.

-Discussion revolving around neighboring communities and how they handle shipping containers. Many neighboring communities do not allow shipping containers as permanent structures. Some allow it based on major modifications such as permanent foundation, anchorage, lighting, paint, roofing, and ventilation. Some have maximum sizes allowed as well. Discussed that you could theoretically purchase a 40' long storage container. Discussed the blighted appearance that most unfinished and older containers have and that it isn't a desirable appearance.

-David Kral
Building Official/Zoning Administrator

CHAPTER 154

TEMPORARY STORAGE CONTAINERS

154.01 Purpose

154.02 Definitions

154.03 Restrictions for On-Site Storage Containers on Residential Properties

154.04 Permit Required

154.05 Current Violations

154.06 Conflicts

154.07 Violations - Penalties

154.01 PURPOSE. The purpose of this chapter is to regulate the placement within the City of certain On-Site Storage Containers that are designed and intended to be used for commercial storage, or for the transportation of goods or other cargo, in order to protect the public health, safety, and welfare, and promote aesthetics on residential properties in the City.

154.02 DEFINITIONS. For purposes of this chapter, the term "On-Site Storage Container" shall mean:

1. Any container or vessel designed for or used in the packing, storage, shipping, movement or transportation of cargo, freight, goods, equipment, or commodities; and/or
2. Any container or vessel designed to be, or capable of being, mounted or moved by rail, truck, or ship by means of being mounted on a chassis or other transport device, including portable on-site storage containers, or units having similar characteristics;
3. Any railroad cars, truck vans, converted mobile homes, trailers, recreational vehicles, bus bodies, vehicles, and similar pre-fabricated items originally built for purposes other than the storage of goods and materials.

154.03 RESTRICTIONS FOR ON-SITE STORAGE CONTAINERS ON RESIDENTIAL PROPERTIES.

1. An On-Site Storage Container shall not be considered to be an "Accessory Building: under Chapter 165.
2. No On-site Storage Container shall be permitted in any residentially-zoned district of the City, or on any property within the City used for residential purposes.
3. Notwithstanding the provisions set forth in Subsection (1) of this section, the temporary placement of storage containers and/or portable On-Site Storage Containers on residentially-zoned properties, or on properties the primary use of which are residential, for the limited purpose of loading and unloading household contents shall be permitted for a period of time not exceeding 90 days in any one calendar year.
4. Notwithstanding the provisions set forth in Subsection (2) of this section, licensed and bonded contractors may use On-Site Storage Containers for the temporary location of an office, or the temporary storage of equipment, and/or materials during construction which is taking place on the property where the cargo container is located, if the use of the cargo container is authorized pursuant to a City permit under §154.04 below.

154.04 PERMIT REQUIRED.

1. A building permit is required prior to placement of an On-Site Storage Container larger than 200 square feet in area. The proposed On-Site Storage Container must be accessory to the permitted use of the property, and shall meet the setback requirements of the underlying zone.

2. A permit will be required for temporary storage containers in accordance with sub-section 154.03 above. Permits will be available at City Hall & will need to be approved by both the Compliance Officer & City Council prior to placement of the temporary Storage Container.

3. In the event the On-Site Storage Container is to be used by a licensed and bonded contractor for the temporary location of an office, or the temporary storage of equipment, and/or materials during construction which is taking place on the property where the cargo container is located, residential or otherwise, a special permit may be issued by the City Administrator for the time period required for the project.

4. Storage Containers shall not be stacked above the height of a single container, except within the light industrial zone, and only in the rear yard of the property.

5. On-Site Storage Containers shall be kept free of all alpha-numeric signage and writing other than to identify the owner of a leased storage container.

6. As a condition of placement, On-Site Storage Containers may be required to be fenced or screened from abutting properties and/or rights-of-way pursuant to the provisions of the underlying zoning regulations.

7. On-Site Storage Containers shall be in an approved designated area and on the same property as the principal use and be included in the calculation of overall lot coverage.

8. On-Site Storage Containers shall not occupy required off-street parking, loading, or landscaping areas.

9. Materials stored within Storage Containers are subject to inspection and approval by local and State fire officials.

154.05 CURRENT VIOLATIONS. All owners of property within the City shall have 120 days from the effective date of the Ordinance codified in this chapter to bring properties which currently contain On-Site Storage Containers that are in violation of the terms of this chapter, into full compliance. Unless said property owners were "grand-fathered" into compliance prior to passage of said Ordinance by City Council motion.

154.06 CONFLICTS. In the event any conflict exists between the provisions of this chapter and other currently existing provisions of the City Code or other ordinances of the City, the terms and provisions of this chapter shall take precedence and to the extent of any such conflict, the terms and conditions of any existing provisions of the City Code or other ordinance of the City shall be and hereby are amended insofar as necessary to conform to the provisions of this chapter.

154.07 VIOLATION – PENALTIES. A violation of the provisions of this Chapter shall be deemed to be a municipal infraction pursuant to Iowa Code §364.22, and subject to enforcement and remedial action as permitted thereunder.

Belmond, Iowa

ORDINANCE NO. 450

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF BELMOND, IOWA, BY ADDING CHAPTER 161 PERTAINING TO TEMPORARY PORTABLE STORAGE CONTAINERS.

Be It Enacted by the City Council of the City of Belmond, Wright County, Iowa:

SECTION 1. The Code of Ordinances of the City of Belmond, Iowa, is amended by adding Chapter 161, which is hereby added as follows:

161.01 PURPOSE. The purpose of this chapter is to regulate the placement within the City of certain On-Site Storage Containers that are designed and intended to be used for commercial storage, or for the transportation of goods or other cargo, in order to protect the public health, safety, and welfare, and promote aesthetics on residential properties in the City of Belmond, Wright County, Iowa.

161.02 DEFINITIONS. For purposes of this chapter, the term "On-Site Storage Container" shall mean:

- a) Any container or vessel designed for or used in the packing, storage, shipping, movement or transportation of cargo, freight, goods, equipment, or commodities; and/or
- b) Any container or vessel designed to be, or capable of being, mounted or moved by rail, truck, or ship by means of being mounted on a chassis or other transport device, including portable on-site storage containers, or units having similar characteristics; and/or
- c) Any railroad cars, truck vans, converted mobile homes, trailers, recreational vehicles, bus bodies, vehicles, and similar pre-fabricated items originally built of purposes other than the storage of goods and materials.

161.03 RESTRICTIONS ON ON-SITE STORAGE CONTAINERS ON RESIDENTIAL PROPERTIES.

- a) An On-Site Storage Container shall not be considered to be an "Accessory Building" under Chapter 165.
- b) No permanent On-Site Storage Container shall be permitted in any residentially-zoned district of the City, or on any property within the City used for residential purposes.
- c) Notwithstanding the provisions set forth in subsection (a) on this section, the temporary placement of storage containers and/or portable On-Site Storage Containers on residentially-zoned properties, or on properties the primary use of which are residential, for a limited purpose of loading and unloading household contents shall be permitted for a period of time not to exceed thirty (30) days within any one calendar year.
- d) Notwithstanding the provisions set forth in subsection (b) of this section, licensed and bonded contractors may use On-Site Storage Containers for the temporary location of an office, or the temporary storage of equipment, and/or materials during construction which is taking place on the property where the cargo container is located, if the use of the cargo container is authorized pursuant to a City permit under section 161.04 below.

161.04 PERMIT REQUIRED

- a) A building permit is required prior to placement of an On-Site Storage Container larger than two hundred (200) square feet in area. The proposed On-Site Storage Container must be accessory to the permitted use of the property, and shall meet the setback requirements of the underlying zone.
- b) In the event the On-Site Storage Container is to be used by a licensed and bonded contractor for the temporary location of an office, or the temporary storage of equipment, and/or materials during construction which is taking place on the property where the cargo container is located, residential or otherwise, a special permit may be issued the City Manager for the time period required for the project.
- c) Storage Containers shall not be stacked above the height of a single container except within the industrial zone, and only in the rear yard of the property.
- d) On-Site Storage Containers shall be kept free of all alpha-numeric signage and writing other than to identify the owner of a leased storage container.
- e) As a condition of placement, On-Site Storage Containers may be required to be fenced or screened from abutting properties and/or right-of-ways pursuant to the provisions of the underlying zoning regulations.
- f) On-Site Storage Containers shall be in an approved designated area and on the same property as the principal use.
- g) On-Site Storage Containers shall not occupy off-street parking.
- h) Materials stored within On-Site Storage Containers are subject to inspection and approval by local and state fire officials.
- i) Permit Fee: A permit fee, as set by Resolution of the City Council, shall be imposed.

161.05 CURRENT VIOLATIONS. All owners of property within the City shall have one hundred-twenty (120) days from the effective date of the Ordinance codified in this chapter to bring properties which currently contain On-Site Storage Containers that are in violation of the terms of this chapter, into full compliance.

161.06 VIOLATIONS - PENALTIES. A violation of the provisions of this Chapter shall be deemed to be a municipal infraction pursuant to the Iowa Code Section 364.22, and subject to enforcement and remedial action as permitted thereunder.

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

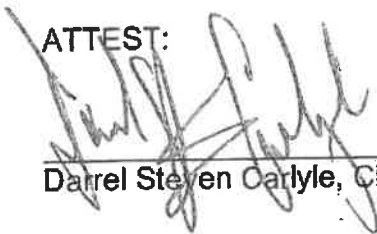
SECTION 3. SEVERABILITY CLAUSE. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

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

Passed by the City Council on the 03rd day of September, 2019 and approved this 03rd day of September, 2019.

ATTEST:

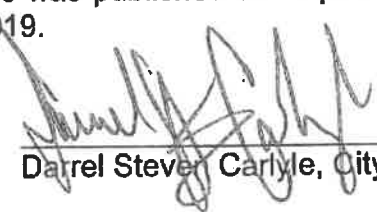

Frank Beminio, it's Mayor


Darrel Steven Carlyle, City Clerk

First Reading: August 05, 2019
Second Reading August 19, 2019
Third Reading September 03, 2019

CLERK'S CERTIFICATE

I hereby certify that the foregoing Ordinance No. 450 was published as required by law on the 13th day of September, 2019.


Darrel Steven Carlyle, City Clerk

ORDINANCE NO. 2405

**AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF
CARROLL, IOWA, BY ADDING A NEW SECTION LIMITING THE USE OF
TEMPORARY PORTABLE STORAGE CONTAINERS WITHIN THE CORPORATE
LIMITS OF THE CITY OF CARROLL**

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

SECTION 1. NEW SECTION. The Code of Ordinances of the City of Carroll, Iowa, is amended by adding a new Section 170.39 in Chapter 170 entitled "Temporary Portable Storage Containers", which is hereby adopted to read as follows:

170.39 TEMPORARY PORTABLE STORAGE CONTAINERS

1. Definition

"Temporary Portable Storage Container" shall be defined as: a container primarily fabricated for the purpose of transporting freight or goods on a truck, railroad or ship, including cargo containers, shipping containers, storage units, or other portable structures that are placed on private property and used for storage of items, including, but not limited to, clothing, lawn and garden materials, lawnmowers, snowblowers, other equipment, goods, household or office furnishings, materials and merchandise. Temporary Portable Storage Containers shall also include, but not limited to storage box shipping containers, storage moving "pods", or any other similar portable storage containers, whether with or without wheels, and whether with or without a chassis.

2. Districts

A. Residential Districts: The use of Temporary Portable Storage Containers in a Residential District including RB-1 and P.U.D. Districts is prohibited, except for the following uses:

1. A single Temporary Portable Storage Container may be used in all residential zoning districts when a building permit has been issued for construction of a residential unit on that parcel. The Temporary Portable Storage Container shall be allowed on residential parcels during construction only. The Temporary Portable Storage Container shall be removed within ten (10) days after final building inspection by the City Building Officials upon completion of the residential unit or ten (10) days after the end of the construction period, whichever comes first.

2. No Temporary Portable Storage Container shall be permitted on a vacant parcel unless the vacant parcel is adjacent to the parcel where a construction or remodel project has been issued a building permit by the City Building Officials.

3. Temporary Portable Storage Container may be allowed on a residential parcel for a period not to exceed ten (10) days, if requested, and said request is allowed by building and zoning officials.

4. Temporary Portable Storage Containers shall not impede traffic or pedestrians. No Temporary Portable Storage Container shall be located in a

circulation aisle/lane, fire access lane, public utility easement or public right-of-way, including streets, sidewalks, and parks.

5. Temporary Portable Storage Containers shall not be considered an accessory building and shall not be allowed as such.

B. Business Districts: The use of Temporary Portable Storage Containers in any Business District is prohibited, except for the following:

1. Temporary Portable Storage Containers may be used for shipping and receiving merchandise and goods, provided that the Temporary Portable Storage Container does not remain stationary for more than five (5) days.

2. Temporary Portable Storage Containers may be used for storing merchandise or goods, including long-term storage, provided that the Temporary Portable Storage Container is not kept in the front setback area or landscaped area, designated parking areas, fire access lanes, or public right-of-way.

Any property used as residential in a Business District and is a nonconforming use in the Business District shall be prohibited from the use of a Temporary Portable Storage Container on that property and is subject to Section 170.39(2)(A) above.

3. Temporary Portable Storage Containers may be used for construction or remodeling purposes when a building permit has been issued for construction on a parcel. The Temporary Portable Storage Container shall be allowed during construction only. The Temporary Portable Storage Container shall be removed within ten (10) days after final building inspection by the City Building Officials upon completion of the business unit or ten (10) days after the end of the construction period, whichever comes first. No Temporary Portable Storage Container shall be permitted on a vacant parcel unless the vacant parcel is adjacent to the parcel where a construction or remodel project has been approved by the City Building and Zoning Officials.

4. Temporary Portable Storage Containers shall not impede traffic or pedestrians. No Temporary Portable Storage Container shall be placed or located in a circulation aisle/lane, fire access lane, public utility easement or public right-of-way, including streets, sidewalks, and parks.

C. Industrial Districts: The use of a Temporary Portable Storage Container is permissible in all industrial districts, provided they are not stored on public rights-of-way, in fire access lanes, in landscaped or front setback areas.

1. Temporary Portable Storage Containers shall not impede traffic or pedestrians. No Temporary Portable Storage Container shall be placed or located in a circulation aisle/lane, fire access lane, public utility easement or public right-of-way, including streets, sidewalks, and parks.

2. Any property used as residential in an Industrial District and is a nonconforming use in the Industrial District shall be prohibited from the use of a Temporary Portable Storage Container on that property and is subject to Section 170.39(2)(A) above.

3. Vertical stacking of Temporary Portable Storage Containers and stacking of any other materials on top of or around any Temporary Portable Storage Container shall be prohibited in all residential districts. Vertical stacking of Temporary Portable Storage

Containers in business and industrial districts shall be allowed but limited to two containers, one stacked on top of another. Stacking of any other materials on top or around Temporary Portable Storage Containers shall be prohibited.

4. In all zoning districts, Temporary Portable Storage Containers must be kept in good repair, be secured against unauthorized entry and comply with City health regulations.
 - A. A Temporary Portable Storage Container is not in a state of good repair when it is incapable of being moved intact, holes in the container exist due to damage or rust, or it has been infested with vermin or other pests, has lapsed into disrepair or deterioration, or has been desecrated with graffiti to the point it becomes an eyesore to the public.
 - B. Any Temporary Portable Storage Container that is not in the state of good repair must be removed immediately.
5. Temporary Portable Storage Containers used for construction purposes must be approved by the City Building and Zoning Officials prior to placement when used during construction or remodel purposes for less than twelve (12) months.
6. A Temporary Portable Storage Container shall not be used as a dwelling or living quarters, nor for camping, cooking or recreation purposes for any amount of time in any zoning district.
7. Any Temporary Portable Storage Container existing on any property in the City of Carroll on the date of final passage of this ordinance shall be removed from such property or be brought into compliance with the provisions of this section within thirty (30) days of final passage of this ordinance.

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 to be invalid or unconstitutional, such adjudication shall not affect the validity of the Ordinance as a whole or any section, provision or part thereof not adjudicated 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 Carroll, on this 11th day of March, 2024.

/s/Gerald H. Fleshner, Mayor.

ATTEST:
/s/Laura Schaefer, Clerk

2024 Building Permit Totals (As of 5/13/24)

| | |
|--------------------------------|--|
| Single Family Homes: 7 | Total Valuation: \$ 2,610,723.00 |
| Commercial Construction: 3 | Total Valuation: \$ 681,385.18 |
| Twin Homes: 0 | Total Valuation: \$ 0 |
| Home Improvement Permits: 39 | Total Valuation: \$ 591,736.76 |
| Trade Permits: 68 | |
| Sidewalk & Driveway Permits: 7 | |
| Burn Permits: 0 | |
| Temp CO's: 5 | |
| Sign Permits: 0 | |
| Total Permits: | Total Valuation: \$3,883,884.94 |

2023 Building Permit Totals

| | |
|---------------------------------|---|
| Single Family Homes: 19 | Total Valuation: \$ 8,627,582 |
| Commercial Construction: 6 | Total Valuation: \$ 4,095,574.06 |
| Twin Homes: 0 | Total Valuation: \$ 0 |
| Home Improvement Permits: 123 | Total Valuation: \$ 1,978,780.47 |
| Trade Permits: 163 | |
| Sidewalk & Driveway Permits: 10 | |
| Burn Permits: 3 | |
| Temp CO's: 2 | |
| Sign Permits: 8 | |
| Total Permits: | Total Valuation: \$14,701,936.53 |

2022 Building Permit Totals

| | |
|---------------------------------|---|
| Single Family Homes: 27 | Total Valuation: \$9,867,566 |
| Commercial Construction: 6 | Total Valuation: \$5,622,675.96 |
| Twin Homes: 10 | Total Valuation: \$2,598,814 |
| Home Improvement Permits: 97 | Total Valuation: \$683,267.20 |
| Trade Permits: 256 | |
| Sidewalk & Driveway Permits: 26 | |
| Burn Permits: 2 | |
| Temp CO's: 5 | |
| Sign Permits: 13 | |
| Total Permits: 442 | Total Valuation: \$18,772,323.16 |

2021 Building Permit Totals

| | |
|---------------------------------|---|
| Single Family Homes: 39 | Total Valuation: \$10,353,699.35 |
| Commercial Construction: 5 | Total Valuation: \$3,776,258.73 |
| Twin Homes: 0 | Total Valuation: \$0 |
| Home Improvement Permits: 142 | Total Valuation: \$1,567,831.60 |
| Trade Permits: 239 | |
| Sidewalk & Driveway Permits: 11 | |
| Burn Permits: 1 | |
| Temp CO's: 9 | |
| Sign Permits: 18 | |
| Total Permits: 464 | Total Valuation: \$15,697,789.68 |

2020 Building Permit Totals

| | |
|---------------------------------|---|
| Single Family Homes: 41 | Total Valuation: \$11,940,926 |
| Commercial Construction: 4 | Total Valuation: \$ 2,192,091 |
| Twin Homes: 4 | Total Valuation: \$1,020,168 |
| Home Improvement Permits: 147 | Total Valuation: \$2,110,160.15 |
| Trade Permits: 243 | |
| Sidewalk & Driveway Permits: 12 | |
| Burn Permits: 0 | |
| Temp CO's: 14 | |
| Sign Permits: 7 | |
| Total Permits: | Total Valuation: \$17,263,345.15 |

Amy Kaplan

From: streetsupt@huxleyiowa.org
Sent: Tuesday, April 16, 2024 12:49 PM
To: Amy Kaplan
Subject: RE: Westview Plat 3—No Parking Signs

As lots start to get homes completed on them we have been putting them up, usually not till sod is put in due to construction equipment running them over

From: Amy Kaplan <akaplan@huxleyiowa.org>
Sent: Tuesday, April 16, 2024 12:44 PM
To: streetsupt@huxleyiowa.org
Subject: Westview Plat 3—No Parking Signs

Hi Mat—

P&Z asked last night when no parking signs will be installed at Westview Plat 3.

Is this going to happen? If so, do you have a timeline for this?

Thanks!

Amy Kaplan

Utilities & Zoning Clerk
City of Huxley
515 N Main Huxley IA 50124
515-597-2561 EXT: 202

Pay your utilities here: <https://www.govpaynow.com/gps/user/plc/9087>

Pay other fees online: <https://www.govpaynow.com/gps/user/plc/9088>

Moving In? Utility App: <https://huxley.ra.revize.com/forms/6958>

Moving out? Final Read Request: <https://huxley.ra.revize.com/forms/6959>

Sign up for Automatic Withdrawal: <https://huxleyiowa.org/departments/utilities/index.php>

