

AGENDA

City of University Heights, Iowa
Special Meeting of City Council
Wednesday, April 24, 2019
Community Center-OUP
1302 Melrose Avenue

6:00pm-6:15pm

Meeting called by Mayor Louise From

Time		Topic	Owner
6:00pm	Call to Order Special Meeting	Roll Call	Louise From
		Public Input	Public Comments
		Consideration of Ordinance 238, imposing a moratorium on issuance of new rental permits pursuant to Ordinance 110 in order to allow the city council additional time to consider and adopt changes to city ordinances related to rental properties in light of recent state legislative enactment.	Louise From Stan Laverman
6:15pm	Adjournment		Louise From

Next Regular Meeting of the City Council is Tuesday, May 14th @ 7:00pm.

****Public Meeting for Updating the City's Comprehensive Plan is scheduled for Wed. May 1 @ 7:00pm in the Community Center. The Public is encouraged to attend to give input.**

ORDINANCE NO. 238

AN ORDINANCE AMENDING ORDINANCE NO. 110 (RENTAL HOUSING CODE),
IMPOSING MORATORIUM ON ISSUANCE OF RENTAL PERMITS IN THE R-1
ZONE UNTIL _____

Part I: FINDINGS

WHEREAS, the City of University Heights regulates the issuance of rental permits through and by Ordinance No. 110 (Rental Housing Code);

WHEREAS, Ordinance No. 110 establishes a limitation on the number of rental permits in the R-1 Single-Family Residential Zone, as defined by the City's zoning ordinance;

WHEREAS, the state legislature recently passed legislation (Senate File 447) that amends Iowa Code section 414.1 by adding a new provision that prohibits a city from adopting or enforcing any regulation, restriction, or ordinance related to residential property rental permit caps on single-family homes or duplexes, and which is anticipated to be signed by the Iowa Governor in the near future;

WHEREAS, that portion of Ordinance No. 110 that limits the number of rental permits within the City will be invalid and no longer enforceable;

WHEREAS, the City Council desires time to evaluate and review the City's options on how best to regulate rental housing within the City in a manner that comports with state law, but also with the goals and objectives of the City Council and the residents of the City to address housing and quality of life issues in the City, achieving a healthy balance of rental and owner-occupied housing and protecting homes that are suitable for families, single persons, and older persons;

WHEREAS, the City Council desires to permit the community to have input on any proposed City legislation or plans to address rental housing within the City;

WHEREAS, in the meanwhile, the City Council desires that the City cease issuance of rental permits for properties that do not presently have such permits;

WHEREAS, the City Council determines that it is prudent and in the interests of public safety and welfare to impose a moratorium until [REDACTED], on the issuance of rental permits for properties in the R-1 Single-Family Residential Zone that do not already have such permits; and

WHEREAS, the City Council reserves the opportunity to constrict, extend, or otherwise modify the moratorium if circumstances warrant,

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF UNIVERSITY HEIGHTS, IOWA, AS FOLLOWS:

Part II: MORATORIUM

A. A moratorium on the issuance of rental permits for properties in the R-1 Single-Family Residential Zone that do not already have such permits is in effect until [REDACTED], or until the Council rescinds this Ordinance, whichever occurs first.

B. During the time period this moratorium is in effect, no new rental housing permits shall be issued to properties in the R-1 Zone.

C. In the event the City Council determines that the moratorium should be terminated, extended, or otherwise modified, the City Council may make such changes by further ordinance.

Part III: SAVING CLAUSE.

In the event any word, phrase, sentence, paragraph or section contained in this ordinance shall be held to be invalid, unlawful, or unconstitutional for any reason, then it is hereby declared that the remaining such portions and provisions of this ordinance would have been enacted and remain in full force and effect.

Part IV: EFFECTIVE DATE.

This ordinance shall become effective upon its passage and publication as provided by law.

Part V: REPEALER.

All ordinances and parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Adopted by the University Heights City Council this ____ day of _____, 2019, and approved this ____ day of _____, 2019.

Louise A. From, Mayor

(SEAL)

ATTEST:

Christine M. Anderson, City Clerk

STATE OF IOWA)
) SS:
COUNTY OF JOHNSON)

On this ____ day of _____, 2019, before me, a notary public in and for the state of Iowa, personally appeared Louise A. From and Christine M. Anderson, to me personally known, and who, being by me duly sworn, did say that they are the Mayor and City Clerk of the City of University Heights, Iowa; that the seal affixed to this instrument is the corporate seal of the city; and that said instrument was signed and sealed on behalf of the city, and that Louise A. From and Christine M. Anderson acknowledged the execution of said instrument to be their voluntary act and deed and the voluntary act and deed of the city, by it and by them voluntarily executed.

Notary Public in and for the
State of Iowa