

5-11-16

Hello,

My name is Jess Byrnes and I would like to talk about Ordinance #448, Chapter 74, Golf Carts and UTV's.

Golf Carts

Slow <15 mph
Minimal lighting
Minimal overhead protection
No seatbelts
Obstruct flow of traffic due to slow speed

UTV's

Most UTV's 30-60 mph
Headlights and Tail-lights
Roll bars to support the weight of the vehicle
Seatbelts, for all passengers
Can keep up with traffic flow
Towing capabilities

74.4

It's understandable the "Golf Carts" can't and shouldn't be on the primary roads thru town due to their slower operating speed. But most UTV's can keep up with the flow of traffic.

74.06

We use our UTV on the farm very frequently. I don't feel we should have to "sneak" around town to avoid being pulled over for being out after dark. The UTV's have sufficient lighting to "See" and "To Be Seen" after dark.

74.09-5

Helmets should be required for Golf carts due to the lack of rollover protection and no seat belts. However, the UTV's have factory installed rollover protection that is engineered to withstand the weight of the vehicle in case of an overturn. These UTV's also have automotive style seatbelts that lock up in the event of an accident. My personal UTV has full DOT shatterproof glass on the entire cab are further protecting the occupants.

74.09-2c

Towing trailers, Most UTV's are set up for towing. My person ranger has a towing capacity of 2000 lbs. It's wired just like a pick-up truck so the lights on the trailer can be seen.

A possible change to the ordinance could be to make the UTV's add a blinker kit. I put one on my personal UTV just for added safety for everyone.

Thank you,
Jess Byrnes
1062 Ledbeter Lane
Cresco, IA 52136
641-220-2376 – cell
547-9984 – home
547-2780 – work (Howard County secondary roads shop)

CHAPTER 74

GOLF CARTS AND UTVs (UTILITY TRAIL VEHICLES)

74.01 Purpose	74.07 Speed
74.02 Definitions	74.08 Passengers
74.03 Operation of Golf Carts and UTVs Permitted	74.09 Operation
74.04 Prohibited Streets	74.10 Permits
74.05 Equipment	74.11 Violation and Penalty
74.06 Hours	74.12 City Celebration Waiver

74.01 PURPOSE. The purpose of this chapter is to permit the operation of golf carts, as authorized by Section 321.247 of the Code of Iowa, as amended, and “UTVs” (utility trail vehicles), as authorized by Section 321.234A of the Code of Iowa, as amended, on certain streets in the City. This chapter applies whenever a golf cart or UTV is operated on any street or alley, subject to those exceptions stated herein.

74.02 DEFINITIONS.

1. “Golf cart” means a four wheeled recreational vehicle generally used for the transportation of person(s) in the sport of golf, that is limited in engine displacement to less than 800 cubic centimeters (or the electric equivalent) and total dry weight of less than 800 pounds. Note that a vehicle with the appearance of a “golf cart” but satisfying the requirements of 49 CFR 571.500 (i.e., is a “low speed vehicle”) is not subject to this chapter but rather to the Code of Iowa 321.381A.
2. “UTV” means a motorized vehicle, with not less than four and not more than eight non-highway tires or rubberized tracks, that is limited in engine displacement to less than 1,500 cubic centimeters and in total dry weight to no more than 2,000 pounds and that has a seat that is of bucket or bench design, not intended to be straddled by the operator, and a steering wheel or control levers for control.

74.03 OPERATION OF GOLF CARTS AND UTVS PERMITTED. Golf carts and UTVs may be operated upon the streets of the City by persons possessing a valid Iowa operator’s license, and at least eighteen (18) years of age, except as prohibited in Section 74.09 of this chapter.

74.04 PROHIBITED STREETS. Golf carts and UTVs shall not be operated upon any City street that is a primary road extension through the City. However, golf carts and UTVs may cross such a primary road extension. Within the City of Cresco, “primary road extension” shall be taken to mean Highway 9 (2nd Avenue SE/SW), 3rd Street West (Granger Road), and 3rd Street SW (Protivin Road).

74.05 EQUIPMENT. Golf carts and UTVs operated upon City streets shall be equipped with at least the following:

1. A slow moving vehicle sign.
2. A bicycle safety flag, the top of which shall be a minimum of five (5) feet from ground level.
3. Adequate and functioning brakes.

4. Brake lights.
5. Rear view mirror.
6. Muffler and exhaust system adequate to meet City noise ordinances.

74.06 HOURS. Golf carts and UTVs may be operated on City streets only between sunrise and sunset, except that a UTV may be operated during prohibited hours to perform snow removal activities.

74.07 SPEED. Golf carts and UTVs shall be subject to posted speed limits, but in no case shall be operated at a speed in excess of twenty-five (25) miles per hour, or at a speed greater than that which is reasonable and proper for the existing conditions.

74.08 PASSENGERS. In addition to the operator, a golf cart or UTV operated on City streets or alleys may carry only one additional person (if there are no rear seats) or three additional persons (if the vehicle has rear seats), with no more than one person in a bucket seat or two people on a bench seat.

74.09 OPERATION.

1. Except as noted otherwise herein, any person operating a golf cart or UTV on City streets or alleys shall adhere to all traffic signs and signals, and all other traffic rules and regulations, and shall obey the orders and direction of any law enforcement officer authorized to direct or regulate traffic, or the direction of a fire department officer during a fire.
2. This chapter forbids the operation of golf carts and UTVs on City streets and alleys:
 - A. In a careless, reckless, or negligent manner.
 - B. While the operator is under the influence of any intoxicating or illegal substance.
 - C. While the golf cart or UTV is towing any item.
3. This chapter forbids the operation of golf carts and UTVs on:
 - A. Any recreational, bike or walking trail unless the trail is specifically designed to allow the use of motor vehicles.
 - B. Sidewalks.
 - C. City parks or any other land owned by the City.
 - D. Private property without the consent of the property owner.
4. Street Etiquette.
 - A. Except when executing a left turn, golf carts and UTVs shall be driven as close as practical to the right hand edge of any street.
 - B. When necessary to prevent congestion of traffic, golf carts and UTVs shall be pulled to the right hand edge of streets and be stopped to allow other motor vehicles traveling in the same direction to pass.
 - C. When two or more golf carts or UTVs are being operated in the same direction and general vicinity, they shall proceed in single file.

5. Helmets. Any passenger under the age of 16 in a golf cart or UTV being operated on a City street or alley shall wear a bicycle helmet at all times when the vehicle is in operation. It shall be the right of the operator of the golf cart or UTV to require all passengers, regardless of age, to wear protective head gear when the vehicle is in motion

6. Parking: A golf cart or UTV may be parked on City streets or parking lots only in a designated parking spot.

74.10 PERMITS. No person shall operate a golf cart or UTV on any public street or alley for any purpose unless the operator possesses a City of Cresco permit to operate a golf cart or UTV on City streets.

1. DNR Registration at the County Recorder's Office is required for UTVs and the sticker must be prominently displayed on the UTV.
2. Golf cart and UTV owners need to apply for a permit from the City of Cresco Police Department to operate a golf cart or UTV on City streets.
3. A permit shall not be issued until the owner has provided the following:
 - A. Evidence that the permitted operator(s) is at least 18 years of age and possesses a valid Iowa driver's license.
 - B. Proof that the owner and all permitted operators have liability insurance covering operation of a golf cart or UTV on city streets with limits of liability at least as great as those required by the Code of Iowa chapter 321A.1.11 as amended.
 - C. Evidence of inspection and approval by the Police Department of the City of Cresco.
4. Any golf cart or UTV operated on the City streets shall display the City of Cresco permit sticker prominently on a rear fender or similar component.
5. All permits issued shall uniquely identify the name(s) and address(es) of the owner and all permitted operators and shall be for a specific golf cart or UTV, as evidenced by its serial number.
6. The fee for such permits shall be twenty-five dollars (\$25.00) per year. The fee will not be pro-rated for permits purchased during the year. The fee will not be refunded if the golf cart or UTV is sold, or the permit is suspended or revoked.
7. A permit will be valid between January 1 and December 31. Permits may be purchased at anytime during the year but will be valid only through December 31.
8. Additional operator(s) may be added during the year upon presentation of the required documentation but without an additional fee.
9. The permit may be suspended or revoked upon finding evidence that the owner or any permitted operator has violated the conditions of the permit or has abused the privilege of being a permit holder.

74.11 VIOLATION AND PENALTY. A violation of this chapter shall be considered a municipal infraction as defined at Chapter 4.01 of this Code of Ordinances and shall be punishable as provided in Chapter 4.03 of this Code of Ordinances.

1. For a first offense, the civil penalty shall be \$100.00 and revocation of the City of Cresco permit for a period of 60 days.
2. For a second offense the civil penalty shall be \$200.00 and revocation of the City of Cresco permit for a period of 730 days.
3. For a third or subsequent offense the civil penalty shall be \$300.00 and permanent revocation of the City of Cresco permit.
4. To all of the above fines shall be added the criminal penalty surcharge and costs pursuant to the Iowa Code.

74.12 CITY CELEBRATION WAIVER. This chapter shall be waived for golf carts and UTVs used by officials, workers and volunteers in a City celebration.

(Ch. 74 – Ord. 448 – Dec. 13 Supp.)

[The next page is 375]

RESOLUTION NUMBER _____

RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK
TO ENTER INTO AN AGREEMENT FOR EXTENSION OF LEASE
WITH NORTHEAST IOWA AREA AGENCY ON AGING

The City Council of the City of Cresco met in regular session on _____.
Council Members _____ were present.
Council Members _____ were absent.

Council member _____ moved the adoption of the foregoing Resolution
Authorizing the Mayor and City Clerk to enter into an AGREEMENT FOR
EXTENSION OF LEASE. Council member _____ seconded said motion. A roll
call vote was requested by the Mayor and said roll call vote resulted as follows:

Ayes: _____
Nays: _____
Absent: _____

Thereupon, the Mayor declared said Resolution duly passed and announced that
the agreement dated _____, 2016, between the City of Cresco and
Northeast Iowa Area Agency on Aging is approved and that the Mayor and City Clerk
are authorized to execute the agreement on behalf of the City of Cresco.

PASSED AND APPROVED THIS _____ DAY OF _____, 2016.

BY: _____
Mayor Mark Bohle

ATTEST: _____
City Clerk Michelle Girolamo

AGREEMENT FOR EXTENSION OF LEASE

This Agreement entered into this _____ day of _____ 2016 by and between the City of Cresco, Iowa and Northeast Iowa Area Agency on Aging formerly known as Northland Agency on Aging, Inc. as follows:

1. The parties hereto agree to extend the lease agreement dated the 11th day of June 2009, for rental of the Cresco Community Center known as Kessel Lodge.
2. The parties agree that the lease agreement referenced above shall be extended for a period of one year and shall end on the 30th day of June 2017.
3. The parties agree to increase the rent from \$400 per month to **\$425 per month** beginning July 1, 2016. All other terms and conditions of the initial lease agreement dated the 11th day of June 2009 shall remain in full force and effect.

CITY OF CRESCO

BY: _____
Mark Bohle, Mayor Date

BY: _____
Michelle Girolamo, City Clerk Date

BY: _____
Michele Tuchek, Park Board Chairperson Date

NORTHEAST IOWA AREA AGENCY ON AGING

BY: _____
Mike Isaacson, Executive Director Date

RESOLUTION NUMBER _____

RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO AN AGREEMENT WITH GROUP SERVICES TO PROVIDE THIRD PARTY ADMINISTRATION AND BE ASSIGNED AGENT OF RECORD

WHEREAS, the City of Cresco offers a health insurance plan for full-time employees and desires to name GROUP SERVICES as the Agent of Record to work on behalf of the City of Cresco with the insurance carrier; and

WHEREAS, the City of Cresco currently maintains a partially self-funded plan in conjunction with the health insurance plan; and

WHEREAS, the City of Cresco also currently offers a flex benefit plan; and

WHEREAS, the City of Cresco requests compliance and consulting services for Human Resources; and

WHEREAS, the Cresco City Council accepted the proposal from Advantage Administrators to be designated the Third Party Administrator from July 1, 2015 through November 30, 2017 but wishes to terminate the agreement as of July 1, 2016; and

WHEREAS, the City of Cresco now accepts the proposal from GROUP SERVICES to be designated the Third Party Administrator to administer all of the above services and other benefit plans for the City of Cresco effective July 1, 2016.

NOW, THEREFORE, BE IT RESOLVED THAT the Mayor and City Clerk are authorized and directed to sign the written agreement with GROUP SERVICES.

Council Person _____ moved the adoption of the foregoing Resolution and Council Person _____ seconded said Motion. Following discussion, a roll call vote was requested by Mayor and said roll call resulted as follows:

Ayes: _____
Nays: _____
Absent: _____

Thereupon, the Mayor declared said Resolution duly passed and announced that the agreement is approved and that the Mayor and City Clerk are authorized to execute the agreement on behalf of the City of Cresco.

PASSED AND APPROVED THIS ____ DAY OF _____, 2016.

BY: _____
Mayor Mark Bohle

ATTEST: _____
City Clerk Michelle Girolamo

RESOLUTION NUMBER _____

**RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT
TO PERFORM AUDITING SERVICES**

WHEREAS, the City of Cresco is required to perform annual audits in accordance with Section 11.6, Code of Iowa; and

WHEREAS, the City of Cresco sent out Request for Proposals to audit fiscal years ending June 30, 2016, 2017 and 2018; and

WHEREAS, _____ was selected to perform the audits for the three fiscal years for a fee of \$_____ per year.

NOW, THEREFORE, BE IT RESOLVED THAT the Mayor is authorized and directed to sign the Agreement with _____ of _____.

Council Person _____ moved the adoption of the foregoing Resolution and Council Person _____ seconded said Motion. Following discussion, a roll call vote was requested by Mayor and said roll call resulted as follows:

Ayes: _____

Nays: _____

Absent: _____

Thereupon, the Mayor declared said Resolution duly passed and announced that the Agreement between the City of Cresco and _____ is approved and that the Mayor is authorized to execute the contract on behalf of the City of Cresco.

PASSED AND APPROVED THIS 16TH DAY OF MAY, 2016.

BY: _____
Mayor Mark Bohle

ATTEST: _____
City Clerk Michelle Girolamo

SUMMARY OF ORDINANCE NO. 461
NUISANCE ABATEMENT PROCEDURE

**AN ORDINANCE AMENDING CHAPTER 50, NUISANCE ABATEMENT
PROCEDURE OF THE CODE OF ORDINANCES, CITY OF CRESCO, BY
AMENDING SECTION 50.02**

Below is a summary of ORDINANCE 461. A full copy of said Ordinance may be obtained between 8 am and 4:30 pm weekdays at City Hall, 130 North Park Place, Cresco, IA 52136 or on the City's website at www.cityofcresco.com.

The purpose of this Section is to define what is considered a nuisance in accordance with the Code of Ordinances of the City of Cresco, Iowa. The following nuisances are defined:

- | | |
|---|----------------------------|
| 1. Offensive Smells. | 12. Weeds or Brush. |
| 2. Filth or Noisome Substance. | 13. Diseased Trees. |
| 3. Impeding Passage of Navigable River. | 14. Airport Air Space. |
| 4. Water Pollution. | 15. Houses of Ill Fame. |
| 5. Stagnant Water. | 16. Unoccupied Buildings |
| 6. Blocking Public and Private Ways | 17. Structural Maintenance |
| 7. Billboards. | 18. Fences. |
| 8. Storing Flammable Junk. | 19. Discarded Material. |
| 9. Outdoor Storage. | 20. Vermin. |
| 10. Attractive Nuisances. | 21. Construction Projects. |
| 11. Air Pollution. | |

All other provisions of Chapter 50, being Sections 50.01 to and including 50.07 shall remain the same, unchanged and in full force and effect. The foregoing amended section 50.02 shall be in full force and effect from and after the date of passage and publication of this ordinance as provided by law.

Passed and adopted this _____ day of _____, 2016.

CITY OF CRESCO

ATTEST:

MARK BOHLE, MAYOR

MICHELLE GIROLAMO, CITY CLERK

1st Reading 4/18/16

2nd Reading 5/2/16

3rd Reading _____

I certify that the foregoing was published as a Summary of Ordinance No. 461 on the _____ day of _____, 2016.

City Clerk Michelle Girolamo

ORDINANCE NO. 461
NUISANCE ABATEMENT PROCEDURE

**AN ORDINANCE AMENDING CHAPTER 50, NUISANCE ABATEMENT
PROCEDURE OF THE CODE OF ORDINANCES, CITY OF CRESCO, BY
AMENDING SECTION 50.02**

**BE IT ENACTED BY THE COUNCIL OF THE CITY OF CRESCO AS
FOLLOWS:**

**CHAPTER 50, NUISANCE ABATEMENT PROCEDURE, OF THE CODE OF
ORDINANCES OF THE CITY OF CRESCO, IOWA, IS HEREBY AMENDED BY
AMENDING SECTION 50.02 AS FOLLOWS:**

The existing section 50.02 is hereby repealed and the following adopted in lieu thereof:

SECTION 50.02 NUISANCES ENUMERATED. The following subsections include, but do not limit, the conditions which are deemed to be nuisances in the City:

1. **Offensive Smells.** Erecting, continuing or using any building or other place for the exercise of any individual practice, trade, employment or manufacture, which, by occasioning noxious exhalations, unreasonably offensive smells or other annoyances, becomes injurious or dangerous to the health, comfort or property of individuals or the public.
2. **Filth or Noisome Substance.** Causing or suffering any offal, filth or noisome substance to be collected or to remain in any place to the prejudice of others.
3. **Impeding Passage of Navigable River.** Obstructing or impeding without legal authority the passage of any navigable river, harbor or collection of water.
4. **Water Pollution.** Corrupting or rendering unwholesome or impure the water of any river, stream or pond, or unlawfully diverting the same from its natural course or state, to the injury or prejudice of others.
5. **Stagnant Water.** Artificially creating, maintaining, causing or allowing to exist any stagnant water standing on any property, including any container or material kept in such a condition that water can accumulate and stagnate therein.
6. **Blocking Public and Private Ways.** Obstructing or encumbering, by fences, building or otherwise, the public roads, private ways, streets, alleys, commons, landing places or burying grounds.

7. **Billboards.** Billboards, signboards and advertising signs, whether erected and constructed on public or private property, which so obstruct and impair the view of any portion or part of a public street, avenue, highway, boulevard or alley or of a railroad or street railway track as to render dangerous the use thereof. (See also Section 62.06).
8. **Storing Flammable Junk.** Depositing or storing of flammable junk, such as old rags, rope, cordage, rubber, bones and paper, within the fire limits of the City, unless in a building of fireproof construction. (See also Chapter 51).
9. **Outdoor Storage.** Storage of the following items in outdoor areas or in partially enclosed sheds, lean-tos or other structures not entirely enclosed by structural walls, roof and properly functioning doors: building materials not part of an active building project; auto parts; miscellaneous steel, plastic, rubber or metal parts or junk; tires; packing boxes; wooden pallets; tree limbs; brush piles; discarded lumber, not including neatly stacked and cut firewood; broken or unused furniture and appliances; any upholstered or finished furniture intended for indoor usage such as couches, beds, mattresses, desks, chairs, shelving or wooden tables; other broken or unused furnishings or equipment including carpeting, appliances and other typical items intended for indoor usage; plastic tarps; trash bags containing leaves, debris, garbage or other items; trash and garbage not properly contained within a trash disposal container; or any other discarded or miscellaneous item or items not normally required in the day to day use of the exterior area of the property, when stored continuously in excess of 7 days on any portion of any property outside of a totally enclosed structure located on the property.
10. **Attractive Nuisances.** Any attractive nuisance dangerous to children in the form of abandoned vehicles, abandoned or broken equipment, including abandoned refrigerators, hazardous pools, ponds, excavations, materials, including building material, debris or neglected machinery.
11. **Air Pollution.** Emission of dense smoke, noxious fumes or fly ash.
12. **Weeds or Brush.** Dense growth of all weeds, vines, brush or other vegetation in the City so as to constitute a health, safety or fire hazard. (See also Chapter 52).
13. **Diseased Trees.** Trees infected with Dutch Elm disease, Emerald Ash Borer or other infectious disease or pest as identified by the city arborist or street department supervisor; or any dead, diseased or damaged trees or plant material which may harbor serious insect or disease pest or disease injurious to other trees or plant material, or any healthy tree in such a state

of deterioration that any part of such tree is likely to fall and damage property or cause injury to persons.

14. **Airport Air Space.** Any object or structure hereafter erected within one thousand (1,000) feet of the limits of any municipal or regularly established airport or landing place, which may endanger or obstruct aerial navigation including take-off and landing, unless such object or structure constitutes a proper use or enjoyment of the land on which the same is located. (See also Chapter 175).
15. **Houses of Ill Fame.** Houses of ill fame, kept for the purpose of prostitution or lewdness; gambling houses; places resorted to by persons participating in criminal activity prohibited by the Code of Iowa or any federal regulation or law or places resorted to by persons using controlled substances, as defined by the Code of Iowa or any federal regulation or law, in violation of law, or houses where drunkenness, quarreling, fighting or breaches of the peace are carried on or permitted to the disturbance of others.
16. **Unoccupied Buildings.** Any building or portion of a building which is unsecured or abandoned and not maintained as if occupied.
17. **Structural Maintenance.** All structures, both commercial and residential, including detached accessory structures, shall be free of significant observable structural defects. The term "free from significant observable structural defects" means:
 - a. Roofing materials shall be made up of consistent materials and consistent coloration throughout the roof area. All chimneys, smoke stacks or similar appurtenances shall be maintained in good repair. All exposed surfaces of metal or wood shall be protected from the elements and against decay or rust by periodic application of weather coating materials, such as paint or similar surface treatment.
 - b. Drainage gutters and downspouts shall be securely attached to the structure.
 - c. All exterior trim and exterior exposed surfaces, including siding materials, must be sound, in good condition and securely attached to the structure.
 - d. Exterior walls must be free of holes and made of a consistent material, such that patches or repairs consisting of dissimilar material or colors compared to the prevailing surface material of the exterior walls are not present.
 - e. The foundation shall be free from cracks, breaks and holes so as to prevent the entry of animals.
 - f. Windows and doors, including outer screen or storm windows and doors, must be intact, containing no holes, and squarely hung. The

windows shall have intact glass or normal window material that allows the entry of light. No windows, doors or building exteriors shall be covered with, but not limited to, aluminum foil, cardboard, plywood or plastic, except during construction or pending repairs not exceeding thirty (30) days or (for plastic) during the winter as insulation.

- g. All ingress/egress steps and porches of the structure must be of a secure and safe design shall be maintained in an intact manner, with no loose boards or surface materials.
 - h. Exterior wall surfaces shall be properly painted and/or maintained with appropriate exterior wall materials, including wood, vinyl, painted/colored steel or similar metal siding materials, stucco or exterior insulation finish system materials, brick or similar masonry materials, that are in all cases intact, not in a condition of deterioration, are of uniform coloration and are not patched with dissimilar material. Plastic wrap or building wrap material shall not be considered to be an acceptable siding material. No flaking or chipped paint or outer loose material which dominates or detracts from the exterior appearance of the structure. Exterior wood surfaces, other than decay resistant woods, shall be protected from the elements and decay by painting or other protective covering or treatment. Oxidation stains shall be removed from exterior surfaces.
 - i. All fencing, including gates, shall be maintained in good condition and free from damage, breaks, holes or missing structural members. All fencing shall be made of consistent materials and coloration.
 - j. Detached accessory structures, including garages and storage sheds, must conform to the standards outlined above. No plastic or building wrap material or tarps shall be used to substitute for doorways or windows.
18. Fences. Any wall, fence or hedge in such condition as to constitute a hazard to persons or property or which obstructs or impedes the free passage through or on adjacent streets, alleys or sidewalks.
19. Discarded Material. Any discarded or unused material on real property that is not consistent with the condition and visual appearance of surrounding adjacent real properties. Types of unacceptable material include those items enumerated in other subsections of this chapter and also include household fixtures, cans, containers, appliances, dirt and gravel piles, rock piles, eroded soil areas, pits, holes and excavations.
20. Vermin. Creating, maintaining, causing or allowing to exist conditions which are conducive to the harborage or breeding of vermin; or allowing

to exist infestations of vermin, such as rats, mice, skunks, snakes, starlings, pigeons, wasps, cockroaches or flies.

21. Construction Projects. Construction projects that are on-going for more than twelve months (except those with a valid building permit time extension due to extenuating circumstances as determined by the Public Works Director). This shall apply also to all exterior work that does not require a city building permit. Scattered building or repair materials shall not be permitted.

All other provisions of Chapter 50, being Sections 50.01 to and including 50.07 shall remain the same, unchanged and in full force and effect. The foregoing amended section 50.02 shall be in full force and effect from and after the date of passage and publication of this ordinance as provided by law.

Passed and adopted this ____ day of _____, 2016.

CITY OF CRESCO

ATTEST:

MARK BOHLE, MAYOR

MICHELLE GIROLAMO, CITY CLERK

ADOPTION OF ORDINANCE NO. 461

Council member _____ read and moved the adoption of the foregoing ordinance and council member _____ seconded said motion. Thereupon the Mayor called for a roll call vote and the following council members voted in favor of the adoption of the foregoing ordinance: _____
The following council members voted against the adoption of the foregoing ordinance: _____.

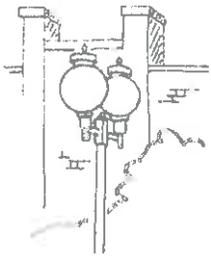
The Mayor thereupon declared the ordinance duly passed and adopted by affirmative vote by the council members and ordinance number 461 is approved and adopted.

CITY OF CRESCO

ATTEST:

MARK BOHLE, MAYOR

MICHELLE GIROLAMO, CITY CLERK



THE CITY OF
Cresco
I O W A

130 N. Park Place Cresco, IA 52136

(563) 547-3101 FAX (563) 547-4525

www.cityofcresco.com

*Sample
- All sectors
except red*

May 16, 2016

To: <<Property Owner>>

RE: Sump Pump Inspection Program

Due to high wastewater flows in the sanitary sewer system during wet weather, the City of Cresco has adopted an Ordinance prohibiting the discharge of clear water into the sanitary sewer system. Clear water from any roof, surface, ground, sump pump, footing tile, swimming pool, seepage collection system ("beaver system") or other natural precipitation is prohibited from discharging into the sanitary sewer.

The City will be conducting **mandatory sump pump inspections** of all buildings with sewer accounts to verify that sump pumps, roof drains, and other clear water sources are not connected to the sanitary sewer system. The engineering firm, WHKS & Co., is coordinating this program and will serve as Project consultant.

The City will host a **public informational meeting on Monday, May 23rd, 2016 at 6:30 pm at Cresco City Hall** to discuss the scheduling of inspections, length of inspection, proper sump pump connection and other miscellaneous items.

Why is the City conducting the sump pump inspections?

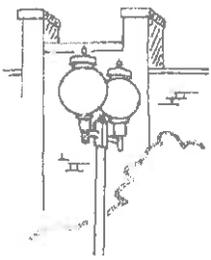
- Sump pump programs are typically the **MOST** cost effective method to reduce clear water from the sanitary sewer collection system.
- Removing clear water from the sanitary sewer
 - Protects your investment in the public infrastructure
 - Reduces the potential for backups and property damage
 - Helps the City increase customer satisfaction
 - Helps to ensure that future residential, commercial and industrial developments can be allowed within the City
- All buildings with sewer accounts will be inspected. A typical inspection is completed in under 15 minutes.

Inspections will take place during 2016 and 2017. The City will be separated into approximately five sectors, designated by a color (red, yellow, green, blue, and silver), to stagger inspection times throughout these years. You will be contacted by letter at a later time to inform you of your sector color and to invite you to schedule your inspection.

Your anticipated cooperation is greatly appreciated in completing this program. If you have any questions, or would like to review the Ordinance, please contact City Hall at (563) 547-3101.

Sincerely,

Mayor Mark Bohle



THE CITY OF
Cresco
I O W A

130 N. Park Place Cresco, IA 52136

(563) 547-3101 FAX (563) 547-4525

www.cityofcresco.com

Sample
- Rod Sector
only

May 16, 2016

Property Owner: <<Property Owner>>
Property Address: <<Property Address>>
Login: <<Acct Num>>
Password (case sensitive): <<Password>>

Purpose of this letter: Due to high wastewater flows in the sanitary sewer system during wet weather, the City of Cresco has adopted an Ordinance prohibiting the discharge of clear water into the sanitary sewer system. Clear water from any roof, surface, ground, sump pump, footing tile, swimming pool, seepage collection system ("beaver system") or other natural precipitation is prohibited from discharging into the sanitary sewer.

The City will be conducting mandatory sump pump inspections of all buildings with sewer accounts to verify that sump pumps, roof drains, and other clear water sources are not connected to the sanitary sewer system. The engineering firm, WHKS & Co., is coordinating this program and will serve as Project consultant.

Property Owners Must Schedule a Mandatory Sump Pump Inspection

Per adopted ordinance, within 30 days you must schedule an inspection to avoid a \$100/month surcharge on your sewer bill. For fairness to all residents, inspection of all buildings with a sewer account is mandatory even if the building does not have a basement or sump pump.

How to schedule an inspection: Please visit CrescoSump.com to schedule an inspection. Your login and password to schedule an appointment are printed at the top of this letter. You can also contact WHKS & Co. toll-free at (844) 630-0878 between 8 am–5 pm, Monday–Friday to schedule an appointment. If calling after hours please leave a message with your name and phone number and they will return your call the next business day.

About the program and inspections: The goal of this program is to remove clear water from the sanitary sewer collection system to reduce the potential for sanitary sewer backups, improve public health and extend the service life of the sanitary sewer collection system and treatment plant, which can ultimately lead to lower taxpayer costs for maintenance of the sanitary system.

More information about the program is available on CrescoSump.com. Inspections are available 7 am – 7 pm, Monday–Friday on a first-come-first-serve basis. Inspections typically take less than 15 minutes. An adult must be present.

Public Informational Meeting: The City will host a **public informational meeting on Monday, May 23rd, 2016 at 6:30 pm at Cresco City Hall** to discuss the scheduling of inspections, length of inspection, proper sump pump connection and other miscellaneous items.

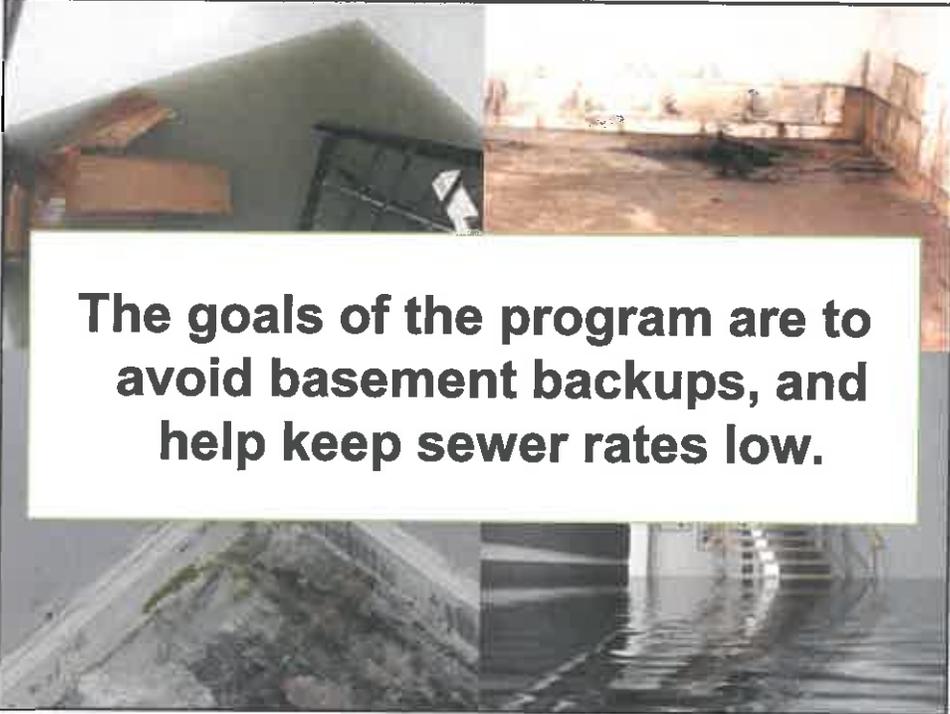
Your anticipated cooperation is greatly appreciated in completing this program. If you have any questions, or would like to review the Ordinance, please contact City Hall at (563) 547-3101.

Sincerely,

Mayor Mark Bohle

Sump Pump Inspection Program

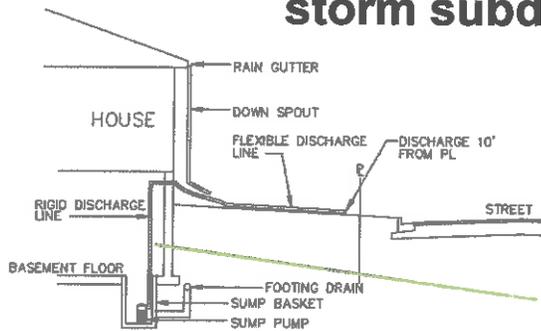
The City of Cresco will be conducting mandatory sump pump inspections starting in June of 2016.



The goals of the program are to avoid basement backups, and help keep sewer rates low.

Sump Pump Inspection Program

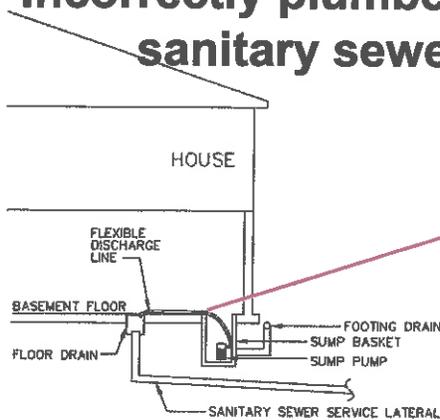
Correctly plumbed sumps pump to the exterior of your home, or to storm subdrain.



Sump pumps to exterior with rigid pipe. Flex hose ok if outside.

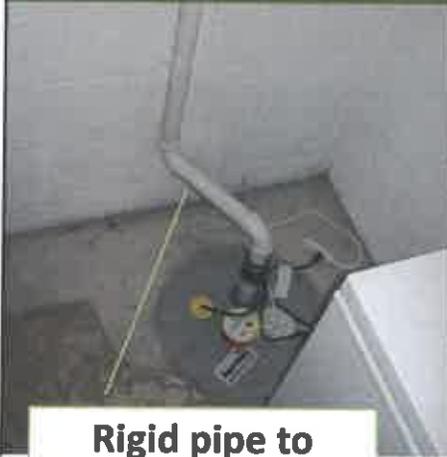
Sump Pump Inspection Program

Incorrectly plumbed sumps pump to sanitary sewer (floor drain).



Don't plumb sumps to the floor drain. Don't use flexible hose.

Sump Pump Inspection Program



Rigid pipe to exterior, ok.



Flex hose to drain (improper)

Sump Pump Inspection Program



Rigid pipe to exterior, ok.



Flex hose to exterior (flex is improper)

Sump Pump Inspection Program



Beaver drain to sump pit, ok.

Beaver drain to floor drain (improper)

Sump Pump Inspection Program

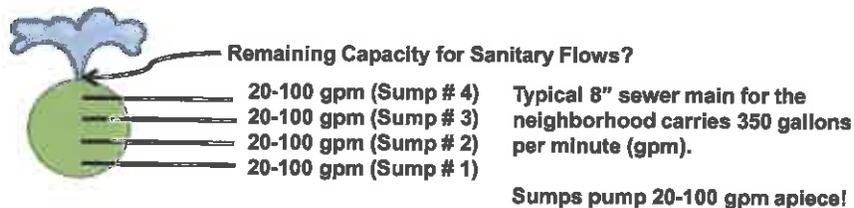


Tile into floor drain (improper)

Sump Pump Inspection Program

- **Why?**

As few as FOUR pumps incorrectly plumbed to sanitary sewer can cause a backup in your neighborhood.



Sump Pump Inspection Program

- **Sump pump programs are typically the most cost effective way to remove clear water from the sanitary sewer.**
- **Removing clear water:**
 - **Saves money: reduces future rate increases**
 - **It's the neighborly thing to do: reduces potential for backups and property damage.**

Sump Pump Inspection Program

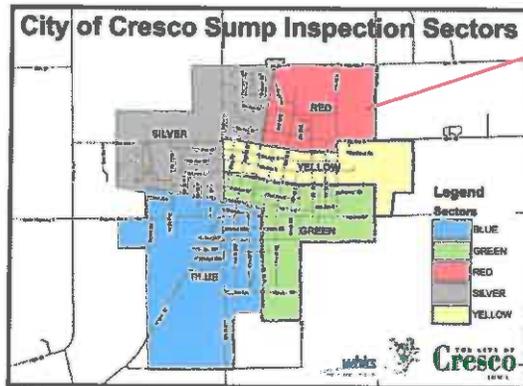
- **What should you do?**
 - Please make sure your sump pump is plumbed with rigid pipe to the exterior of your home, not plumbed into sanitary sewer.

Sump Pump Inspection Program

- **What should you do?**
 - Please make sure beaver drains, roof leaders, driveway drains, etc. are not connected to the sanitary sewer.
 - Furnace and dehumidifier condensate is ok into the sanitary sewer.

Sump Pump Inspection Program

- **The City will be beginning a sump inspection program soon.**



**Red Sector
Starting
June 2016**

Sump Pump Inspection Program

- **The City will be beginning a sump inspection program soon.**
- **The City will hold a public information meeting to discuss the inspection program in more detail on Monday May 23rd at 6:30 pm, City Hall**

Sump Pump Inspection Program

- Please contact City Hall for more information on the program, or visit

www.CrescoSump.com

