

Ordinance 1207

AN ORDINANCE AMENDING ZONING SECTION 401.1, 202.2(4), and 203.2(4)

BE IT ORDAINED by the City Council of the City of Oelwein, Iowa, as follows:

Section 1. That the General Ordinances of the City of Oelwein adopted February 10, 2003, be amended by amending the following within Section 401.1:

Section 401 – Fencing and shrubbery requirements.

401.1

~~No solid construction fence or any form of shrubbery on a lot line or within two feet of said lot line shall exceed the following specific requirements:~~

~~(a) Front lot line: Maximum height shall not exceed three feet above the ground level.~~

~~(b) Side lot line: Maximum height shall not exceed four feet above the ground level Unless the portion which exceeds four feet is 65 percent or more open.~~

~~(c) Rear lot line: Maximum height shall not exceed six feet above the ground level.~~

Replacing with:

401.1

1. No form of shrubbery shall be planted within two feet of a lot line and shall not exceed the following specific requirements:

(a) Front lot line: Maximum height shall not exceed three feet above the ground level.

(b) Side lot line: Maximum height shall not exceed four feet above the ground level Unless the portion which exceeds four feet is 65 percent or more open.

(c) Rear lot line: Maximum height shall not exceed six feet above the ground level.

2. No form of solid constructed fence within two feet of a lot line shall exceed the following specific requirements:

(a) Front lot line: Maximum height shall not exceed three feet above the ground level.

(b) Side and rear lot line: Maximum height shall not exceed six feet above the ground level.

Section 2. That the General Ordinances of the City of Oelwein adopted February 10, 2003, be amended by amending the following within Section 202.2(4)

R-1 District

202.2. Permitted accessory uses and structures.

4. A detached building shall be located a minimum of four feet from the principal structure, and ~~60 feet~~ from the front property line.

Replacing with:

202.2. Permitted accessory uses and structures.

4. A detached building shall be located a minimum of four feet from the principal structure, and 25 feet from the front property line.

Section 3. That the General Ordinances of the City of Oelwein adopted February 10, 2003, be amended by amending the following within Section 202.3(4)

R-2 District

202.3. Permitted accessory uses and structures.

4. A detached building shall be located a minimum of four feet from the principal structure, and ~~60 feet~~ from the front property line.

Replacing with:

202.3. Permitted accessory uses and structures.

4. A detached building shall be located a minimum of four feet from the principal structure, and 25 feet from the front property line.

This Ordinance shall become effective upon its passage.

Passed and adopted by the City Council of the City of Oelwein, Iowa, this 22 day of May, 2023.

Brett DeVore, Mayor

Attest:

Dylan Mulfinger, City Administrator

Recorded May 23, 2023.

Dylan Mulfinger, City Administrator

Second Reading on May 8, 2023:

It was moved by Weber and seconded by Lenz that the Ordinance as read be adopted (or to suspend the rules), and upon roll call there were:

	AYES	NAYS	ABSENT	ABSTAIN
Garrigus	X			
M Weber	X			
Lenz	X			
Payne	X			
Stewart	X			
Seeders	X			

First Reading on April 24, 2023 :

It was moved by Stewart and seconded by Weber that the Ordinance as read be adopted, and upon roll call there were:

	AYES	NAYS	ABSENT	ABSTAIN
Garrigus	X			
M Weber	X			
Lenz	X			
Payne	X			
Stewart	X			
Seeders	X			

Third Reading on May 22, 2023:

It was moved by _____ and seconded by _____ that the Ordinance as read be adopted (or to suspend the rules) and upon roll call there were:

	AYES	NAYS	ABSENT	ABSTAIN
Garrigus				
M Weber				
Lenz				
Payne				
Stewart				
Seeders				