

ORDINANCE NO. 23-09

AN ORDINANCE AMENDING CHAPTER 175C.04 AIRPORT HAZARD, HEIGHT, AND NOISE MITIGATION OVERLAY ZONING REGULATIONS ZONING ORDINANCE OF THE CITY OF NORWALK, IOWA

BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF NORWALK, IOWA:

Section 1. Purpose. The purpose of this ordinance is to amend the Zoning Ordinance of the City of Norwalk, Iowa, under the provisions of Title 175 (Zoning Regulations), Chapter 175C.04 (Airport Hazard, Height, and Noise Mitigation Overlay Zoning Regulations) of the Norwalk Municipal Code.

Section 2. Zoning Ordinance Amended. Chapter 175C.04.3 Noise Attenuation of the Zoning Ordinance of the City of Norwalk, Iowa, is hereby deleted and replaced with the following:

3. Noise Attenuation. Any residential dwelling, hotel, motel, group quarters, school, hospital, auditorium, place of worship, or other place of public assembly proposed to be constructed within the Approach Zone and within areas of more than 65 dBA, as set forth as the area of noise attenuation on the attached map identified as Exhibit A, shall be constructed with soundproofing to achieve a noise level reduction of 25 dBA (outdoor and indoor). Construction standards to achieve this degree of sound attenuation are provided in the City of Norwalk Building Code.

The development of land located within the first 10,000 feet of the Approach Zone, set forth in the map identified as Exhibit A, shall require the submission of a "Noise and Avigation Easement" to the City by the landowner as part of the City subdivision process and prior to initiation of building construction.

Section 3. Repealer. Any ordinance or parts of ordinances in conflict with this ordinance are hereby repealed.

Section 4. 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 5. Effective Date. This ordinance shall be in full force and effect after its passage, approval and publication as provided by law.

Passed and approved by the City Council of the City of Norwalk, Iowa on the 15th day of June, 2023.

Tom Phillips, Mayor

Attest:

Lindsey Offenburger, City Clerk

First Reading: May 18, 2023

Second Reading: June 1, 2023

Third Reading: June 15, 2023

Clerk's Certificate

I certify that the foregoing was published as Ordinance No. 23-09 on the _____ day of _____, 2023.

City Clerk