

**ORDINANCE NO. 23-15**

**AN ORDINANCE AMENDING THE NORWALK CODE OF ORDINANCES - CHAPTER 135.14 -  
CAPITAL IMPROVEMENTS PROJECTS COST SHARING**

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 Chapter 135.14, Capital Improvements Cost Sharing, of the Norwalk Municipal Code.

**Section 2. Amendment.** Chapter 135.14 - Capital Improvements Projects Cost Sharing, is hereby repealed and replaced with the following:

**135.14 CAPITAL IMPROVEMENT PROJECTS COST SHARING AND ASSESSMENT OF COSTS.** When the City undertakes a capital improvement project involving street reconstruction or replacement, the cost of such improvements shall be shared by the City and the benefitting property owner through special assessments or other means. The property owner will be responsible for the cost of the improvements directly attributable and beneficial to the property, such as driveway approaches, home service lines, sidewalks, and curb and gutter. The City will bear the remainder of the cost of the project. A property on a corner lot will have its costs associated with the curb and gutter reduced by 30 percent on each side to compensate for having multiple frontages.

The Public Works Department, with final approval by City Council, shall determine when and where it is feasible and reasonable to install and assess improvements. Sidewalks are deemed to be a direct benefit to an entire neighborhood and properties may be assessed sidewalk costs without a sidewalk directly adjacent to their property.

**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 Repealer.** Any ordinance or parts of ordinances in conflict with this ordinance are hereby repealed.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 17th day of August, 2023.

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Tom Phillips, Mayor

Attest:

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Lindsey Offenburger, City Clerk

First Reading: July 20, 2023

Second Reading: August 3, 2023

Third Reading: August 17, 2023

Clerk's Certificate

I certify that the foregoing was published as Ordinance No. 23-15 on the 24th day of August, 2023.

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City Clerk