

**ORDINANCE NO. 6500**

**AN ORDINANCE TO AMEND CHAPTER 13.18 "FACTORY-BUILT STRUCTURES" OF THE 2020 MUNICIPAL CODE OF COUNCIL BLUFFS, IOWA, BY AMENDING SECTION 13.18.120 "APPEALS".**

**BE IT ORDAINED  
BY THE CITY COUNCIL  
OF THE  
CITY OF COUNCIL BLUFFS, IOWA**

**SECTION 1.** That Chapter 13.18 "Factory-Built Structures" of the 2020 Municipal Code of Council Bluffs, Iowa, is hereby amended by amending Section 13.18.120 "Appeals" to read as follows:

**13.18.120 Appeals**

In order to determine the suitability of alternate materials and types of installations and to provide for reasonable interpretations of the provisions of this chapter, the building official shall render decisions upon these pertinent matters. The board shall hear matters from those persons who disagree with the building officials interpretations of this chapter. The board shall not be able to grant exceptions for set-down to those structures that are not Type I, II, or III factory-built structures. The building official shall act as secretary to the board; shall receive any appeal of this chapter; and shall forward appeals on to the board. This building Board of Appeals referred to herein is the Board of Appeals created by the International Building Code, as adopted in CBMC 13.01.204.

(Ord. 5397 § 1 (part), 1998)

**SECTION 2. REPEALER.** All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

**SECTION 3. SEVERABILITY CLAUSE.** If any of the provisions of this ordinance are for any reason declared illegal or void, then the lawful provisions of this ordinance which are severable from said unlawful provisions shall be and remain in full force and effect, the same as if the ordinance contained no illegal or void provisions.

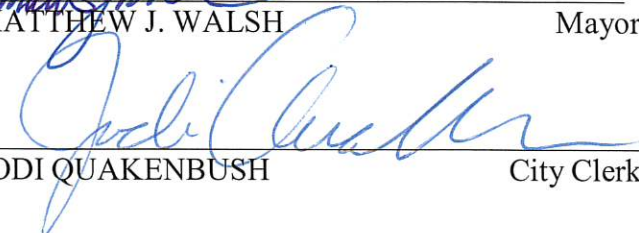
**SECTION 4. EFFECTIVE DATE.** This ordinance shall be in full force and effect from and after its final passage and publication, as by law provided.

PASSED  
AND  
APPROVED

June 27, 2022.

  
\_\_\_\_\_  
MATTHEW J. WALSH Mayor

Attest:

  
\_\_\_\_\_  
JODI QUAKENBUSH City Clerk

First Consideration: 6-13-22  
Second Consideration: 6-27-22  
Public Hearing: N/A  
Third Consideration: Waived

## Council Communication

Department: City Clerk  
Case/Project No.:  
Submitted by: Graham Jura

Ordinance 6500  
ITEM 5.A.

Council Action: 6/27/2022

### Description

Ordinance to amend Chapter 13.18 "Factory-Built Structures" of the 2020 Municipal Code, by amending Section 13.18.120 "Appeals".

### Background/Discussion

The Council Bluffs Building Division recently reviewed CBMC and found that updates were necessary to properly reference code provisions regarding the building Board of Appeals.

### Recommendation

Approval is recommended.

### ATTACHMENTS:

| Description                | Type      | Upload Date |
|----------------------------|-----------|-------------|
| Ordinance-red line version | Other     | 5/27/2022   |
| Ordinance 6500             | Ordinance | 6/8/2022    |

### 13.18.120 Appeals

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(Ord. 5397 § 1 (part), 1998)

## Proof Of Publication

State of Iowa

Pottawattamie County

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BY AMENDING SECTION 13.18.120 "APPEALS".

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BY THE CITY COUNCIL  
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PASSED AND APPROVED June 27, 2022.

MATTHEW J. WALSH, Mayor  
Attest: JODI QUAKENBUSH, City Clerk

First Consideration: 6-13-22  
Second Consideration: 6-27-22  
Public Hearing: N/A  
Third Consideration: Waived  
2022 (7) 1-1 Friday

CITY OF COUNCIL BLUFFS  
209 PEARL ST.  
COUNCIL BLUFFS, IA 51503

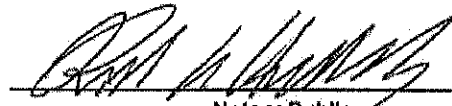
I, (the undersigned) on my oath do solemnly that I am an authorized representative of CBN Daily Nonpareil, a newspaper issued DAILY and printed in said county, COUNCIL BLUFFS, IOWA.

The attached notice was published in said newspaper 1 consecutive time(s) as follows:

The First publication thereof began on the 01st day of July, 2022.

  
Billing Representative

Sworn to and subscribed before me this 1st day  
of July, A.D. 2022.

  
Notary Public

State of Virginia  
County of Hanover  
My Commission expires

Richard A. Hundley  
Notary Public  
Commonwealth of Virginia  
Notary Registration No. 7904041  
Commission Exp. Jan 31, 2024

Publication Cost: \$39.19  
Customer Number: 1003258  
Order Number: 0000316080

E-mail

jquakenbush@councilbluffs-ia.gov