

ORDINANCE NO 248

AN ORDINANCE REZONING LOTS 1, 2, 3, 4, AND 5 OF THE WHITECAP ADDITION FROM THE PRESENTLY SPLIT ZONED R-1 (SINGLE FAMILY RESIDENTIAL) AND R-3 (LAKESHORE RESIDENTIAL) TO BE ENTIRE ZONED R-3 (LAKESHORE RESIDENTIAL)

WHEREAS, it is deemed advisable and recommended by the Planning and Zoning Commission to rezone lots 1, 2, 3, 4 and 5 of the Whitecap Addition to R-3.

NOW THEREFORE IT BE ORDAINED, by the City Council of Okoboji, Iowa;

Section 1. REZONE. Lots 1, 2, 3, 4 and 5 of the Whitecap Addition are presently zoned both R-1 (single family residential) and R-3 (lakeshore residential). The City Council shall rezone the lots to be entirely R-3 (lakeshore residential).

Section 2. REPEALER. All ordinances or parts of the previously adopted in conflict with the provisions of this zoning change are hereby repealed.

Section 4. SEVERABILITY CLAUSE. If any section, provision, or any part of this zoning change is determined to be invalid or unconstitutional, such adjudication shall not affect the validity of the previously adopted Okoboji Zoning Ordinance in its entirety.

Section 5. EFFECTIVE DATE. This zoning amendment shall be in full force and effect from after passed and published in a newspaper of general circulation in the City of Okoboji.

Section 6. PUBLICATION. The City Clerk/Administrator is hereby authorized and directed to publish this Ordinance in a newspaper of general circulation in Dickinson County, Iowa in conformance with the Iowa law.

WHEREAS, a motion was made by Councilmember Delperdang and seconded by Councilmember Andres to consider this Ordinance and upon roll call the following vote was recorded: AYES: Delperdang, Hentges, Andres, Robinson, Mendenhall NAYS: None. Said motion to consider this Ordinance was approved by the City Council;

WHEREAS, a motion was made by Councilmember Robinson and seconded by Councilmember Andres to waive the second and third considerations of this Ordinance and upon roll call the following vote was recorded: AYES: Delperdang, Hentges, Andres, Robinson, Mendenhall; NAYS: None. Said motion to waive the second and third considerations of this Ordinance was approved by the City Council, and therefore, the second and third considerations of this Ordinance were waived;

WHEREAS, a motion was made by Councilmember Hentges and seconded by Andres to adopt this Ordinance and upon roll call the following vote was recorded: AYES: Delperdang, Hentges, Andres, Robinson, Mendenhall; NAYS: None. Said motion to adopt this Ordinance was approved by the City Council. Thereupon, the Mayor declared this Ordinance, passed and approved on the date shown below;

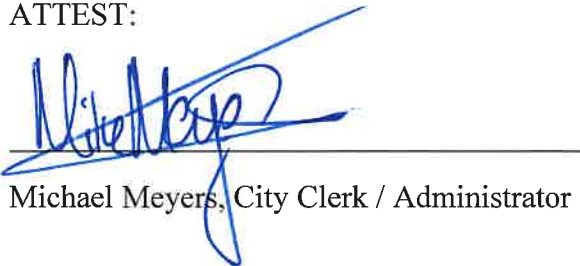
NOW, THEREFORE, BE IT ENACTED by the City Council of the City of Okoboji, Iowa:

Passed and approved this 9th day of October, 2018.



Mary Vander Woude, Mayor

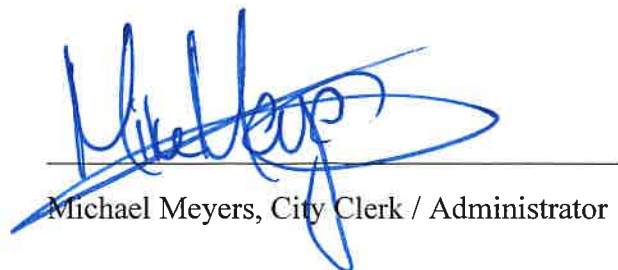
ATTEST:



Michael Meyers, City Clerk / Administrator

I, the undersigned, hereby certify that I am the duly appointed, qualified and acting City Deputy Clerk for the City of Okoboji, Iowa, and the foregoing Ordinance was duly adopted by the City Council of the City of Okoboji, on the 9th day of October, 2018, and thereafter on the 17th day of October, 2018, the same was published in the Dickinson County News, a weekly newspaper published in Dickinson County, Iowa.

Dated this 17th day of October, 2018.



Michael Meyers, City Clerk / Administrator