RESOLUTION NO. 24-79

RESOLUTION AUTHORIZING THE CITY TO SUBMIT AN APPLICATION FOR ENROLLMENT INTO THE IOWA DEPARTMENT OF NATURAL RESOURCES LAND RECYCLING PROGRAM

WHEREAS, the Iowa Department of Natural Resources (DNR) Land Recycling Program (LRP) allows owner of a property to voluntarily assess and implement remedial actions at a site that is contaminated or is perceived to be contaminated; and

WHEREAS, the DNR will provide a No Further Action Certificate for the site following assessment and implementation of appropriate cleanup activities and/or other remedies to assure the protection of public health and the environment; and

WHEREAS, this certificate shall provide limited liability protection from further regulatory action relative to the problem(s) addressed; and

WHEREAS, the former Reliance Battery Factory located at 813 22nd Avenue has known contamination and presents a health hazard to Council Bluffs residents; and

WHEREAS, the U.S. EPA Brownfields Cleanup Grant program is a source of funding to cleanup existing contaminants and costs for enrollment into the LRP; and

WHEREAS. the City Council has reviewed the request and found it to be in the best interest of the City.

NOW, THEREFORE, BE IT RESOLVED
BY THE CITY COUNCIL
OF THE
CITY OF COUNCIL BLUFFS, IOWA:

Section 1. The City staff and Mayor are hereby authorized to prepare and submit an application to Iowa DNR LRP for enrollment of the former Reliance Battery Factory site located at 813 22nd Avenue.

Section 2. The Council hereby authorizes staff to sign necessary agreements to execute enrollment into the LRP and to gain a No Further Action Certificate from the Iowa DNR.

ADOPTED
AND
APPROVE; March 11, 2024

_____
Matthew J. Walsh Mayor

ATTEST: _____
Jodi Quakenbush City Clerk