

INDEX TO CODE OF ORDINANCES

CHAPTER OR SECTION NUMBER

ABANDONED BUILDINGS	145
ABANDONED OR UNATTENDED REFRIGERATORS	41.08
ABANDONED UTILITY CONNECTIONS	
On-Site Wastewater Treatment and Disposal Systems	98.07
ABANDONED VEHICLES	80
<i>See also</i> Impounding Vehicles	70.06
<i>See also</i> State Code Traffic Regulations	62.01
ABANDONMENT OF CATS AND DOGS	55.04
ABATEMENT OF NUISANCES	50
ACCOUNTING RECORDS	7.07
AIR POLLUTION	50.02(8)
<i>See also</i> ENVIRONMENTAL VIOLATION	3.02
AIRPORT AIR SPACE	50.02(11)
ALCOHOL	
Consumption and Intoxication	45
Liquor Licenses and Wine and Beer Permits	120
Open Containers in Motor Vehicles.....	62.01(49) and (50)
Social Host Liability	45.04
ALL-TERRAIN VEHICLES AND SNOWMOBILES	75
AMUSEMENT DEVICES	120.06
ANGLE PARKING	69.04 and 69.05
ANIMAL PROTECTION AND CONTROL	
Abandonment of Cats and Dogs	55.04
Animal Neglect	55.02
Annoyance or Disturbance	55.08
At Large Prohibited.....	55.06
Confinement of Animals Suspected of Having Rabies	55.12
Damage or Interference by Animals	55.07
Duty to Report Attacks.....	55.11
Impounding	55.13 - 55.14
Livestock	55.03 and 55.05
Number of Animals Restricted.....	55.15
Pet Awards Prohibited.....	55.18
Rabies Vaccination.....	55.10
Sanitation	55.17
Urban Chickens.....	56
Vicious Dogs.....	55.09

	CHAPTER OR SECTION NUMBER
ANTENNA AND RADIO WIRES	41.09
APPOINTMENTS	
By Council.....	17.05
By Mayor.....	15.03
ASSAULT	40.01
ATTORNEY FOR CITY	20
AUTOMOBILE REPAIR ON PUBLIC PROPERTY	69.06(2)
AWNINGS	136.12
BARBED WIRE AND ELECTRIC FENCES	41.10
BEER, LIQUOR, AND WINE CONTROL	
<i>See</i> ALCOHOL	
BICYCLES	76
<i>See also</i> Clinging to Vehicles	62.04
<i>See also</i> State Code Traffic Regulations	62.01
BILLBOARDS	50.02(6) and 62.06
BONDS	
City Officials	5.02
House Movers.....	123.04
Public Bonds, Records of.....	18.08(3)
Transient Merchants	122.07
BUDGET	
Amendments.....	7.06
Preparation	7.05
BUILDING MOVERS	123
BUILDING NUMBERING	150
BUILDING SEWERS AND CONNECTIONS	96
BUILDINGS, DANGEROUS	145
BULKY RUBBISH	106.04
BURNING	
Burning on Streets and Alleys.....	135.08
Fires or Fuel on Sidewalks	136.15
Open Burning Restricted	105.05
Yard Waste.....	105.06
BUSINESS DISTRICT	60.02(1)
<i>See also:</i>	
Bicycles on Sidewalks.....	76.08(1)
Sidewalks	136.08(5)(B)

	CHAPTER OR SECTION NUMBER
CAR WASHING ON STREETS	135.07
CHARTER	2
CIGARETTES AND TOBACCO	
Permits	121
Possession by Minors.....	46.04
CITY ATTORNEY	20
CITY CHARTER	2
CITY CLERK	18
CITY COUNCIL	
Appointments by	17.05
Compensation.....	17.06
Meetings.....	17.04 and 5.06
Number and Term	2.04 and 17.01
Powers and Duties.....	17.02 and 17.03
CITY ELECTIONS	6
CITY OFFICERS AND EMPLOYEES	
Appointments by Council	17.05
Appointments by Mayor	15.03
Bonds	5.02
City Administrator	21
City Attorney.....	20
City Clerk	18
City Council	17
City Treasurer.....	19
Conflict of Interest	5.07
Discretionary Powers	1.13
Extension of Authority.....	1.07
Fire Chief	35
Gifts to.....	5.11
Harassment of.....	41.05
Indemnity of.....	1.04
Mayor	15
Oath of Office	5.01
Police Chief.....	30
Powers and Duties.....	5.03
Removal of an Officer’s Communication or Control Device	41.07
Removal of Appointed Officers and Employees.....	5.09
Representation by City Attorney.....	20.09
Resignations	5.08
Sewer Superintendent.....	95.03
Vacancies	5.10

	CHAPTER OR SECTION NUMBER
CITY OPERATING PROCEDURES	5
CITY POWERS	1.03
CITY SEAL	18.13
CIVIL CITATIONS	3.04
CLINGING TO VEHICLE	62.04
CODE OF IOWA TRAFFIC REGULATIONS	62.01
CODE OF ORDINANCES	
Altering.....	1.10
Amendments to.....	1.08
Catchlines and Notes	1.09
Definitions of Terms	1.02
Rules of Construction.....	1.06
Validity.....	1.11
COMPENSATION	
Changes in	17.02(7)
City Attorney.....	20.01
City Clerk	18.01
Council Members	17.06
Mayor	15.04
Mayor Pro Tem	16.04
Set by Council	17.02(7)
Treasurer.....	19.02
CONFLICT OF INTEREST	5.07
CONTRACT LAW ENFORCEMENT	30.11
CONTRIBUTING TO DELINQUENCY	46.05
COUNCIL	17
COUNCIL MEETINGS	17.04
CRIMINAL MISCHIEF	42.02
CROSSWALKS	
Designation and Maintenance	61.03
Parking Prohibited in	69.07(1)
Pedestrians in Crosswalks	65.05
CURFEW	46.01
DANGEROUS BUILDINGS	145
DANGEROUS SUBSTANCES, DISTRIBUTING OF	41.01
DANGEROUS TOYS (THROWING AND SHOOTING)	41.12

	CHAPTER OR SECTION NUMBER
DEFACING PROCLAMATIONS AND NOTICES	42.03
DEPOSITS AND INVESTMENTS	7.03(2)
DESTRUCTION OF PROPERTY	42.02
DISCRETIONARY POWER OF CITY OFFICERS AND EMPLOYEES	1.13
DISORDERLY CONDUCT	40.03
DOGS	55
<i>See also</i> ANIMALS	
DRIVEWAY CULVERTS	135.13
DRUG PARAPHERNALIA	43
DUTCH ELM DISEASE	50.02(10)
EASEMENTS, USE OF	95.08
ELECTIONS	
Duties of Clerk	18.12
Procedures	6
ELECTRIC UTILITY BOARD	90
ENVIRONMENTAL VIOLATIONS	3.02
EROSION AND SEDIMENT CONTROL	161
EXCAVATIONS	
Sewer	96.04
Streets	135.09
EXTENSION OF AUTHORITY	1.07
FAILURE TO DISPERSE	40.05
FALSE IDENTIFICATION INFORMATION	41.03
FALSE REPORTS	
Of Catastrophe	40.03(5)
To Public Safety Entities	41.02
FENCES	
Barbed Wire and Electric Fences	41.10
Blocking Public and Private Ways	50.02(5)
FIGHTING	40.03(1)
FINANCE OFFICER	7.02
FINANCES	7
FINANCIAL REPORTS	7.08

CHAPTER OR SECTION
NUMBER

FIRE DEPARTMENT 35

FIRE HAZARD CONDITIONS

 Health and Fire Hazard..... 105.04

 Storing of Flammable Junk 50.02(7)

 Unsafe Buildings..... 145

 Weeds and Brush..... 50.02(9)

FIRES

 On Sidewalks..... 136.15

 Open Burning Restricted 105.05

FIREWORKS 41.14

FISCAL MANAGEMENT 7

FLAG, DISRESPECT OF 40.03(6)

FLOOD PLAIN REGULATIONS 160

FORM OF GOVERNMENT..... 2.02

FRAUD 42.05

FUNDS..... 7.04

FUNERAL SERVICE, DISRUPTION OF 40.03(8)

See also State Code Traffic Regulations 62.01

GANG ACTIVITY 50.02(12)

GARBAGE COLLECTION AND DISPOSAL 105 and 106

GAS UTILITY BOARD 90

GIFTS TO CITY OFFICIALS..... 5.11

GOLF CARTS 77

GRADES OF STREETS, ALLEYS AND SIDEWALKS 138

GRASS AND WEEDS

See:

 Mowing Properties 53

 Nuisances 50.02(9)

HANDICAPPED PARKING

See Persons with Disabilities Parking 69.08

HARASSMENT

 Of Other Persons 40.02

 Of Public Officers and Employees 41.05

	CHAPTER OR SECTION NUMBER
HAZARDOUS SUBSTANCE SPILLS	36
HAZARDOUS WASTE	105.08
<i>See also</i> Prohibited and Restricted Discharges to Sewer System.....	97.03 and 97.04
HITCHHIKING	67.02
HOUSE MOVERS	123
HOUSE NUMBERS	150
HOUSES OF ILL FAME	50.02(12)
IMPOUNDING	
Animals.....	55.13
Vehicles.....	70.06 and 80.02
INDEMNITY AGREEMENT, PERMITS AND LICENSES	1.04
INDUSTRIAL PROPERTY TAX EXEMPTIONS	8
INSURANCE REQUIREMENTS	
Firefighters.....	35
Fireworks.....	41.14
House Movers.....	123.05
Street Excavations.....	135.09
INTERFERENCE WITH OFFICIAL ACTS	41.06
INVESTMENTS AND DEPOSITS	7.03(2)
JUNK AND JUNK VEHICLES	51
<i>See also</i> Storing of Flammable Junk.....	50.02(7)
LEGAL OPINIONS	20.06
LIBRARY	22
LICENSES	
Drivers.....	62.01
Liquor.....	120
<i>See also</i> Issuance of Licenses and Permits.....	18.10
<i>See also</i> PERMITS	
LIQUOR LICENSES AND WINE AND BEER PERMITS	120
LITTERING	
Debris on Sidewalks.....	136.17
Placing Debris on Streets.....	135.03
Solid Waste Control.....	105.07
LIVESTOCK	55.03 and 55.05

	CHAPTER OR SECTION NUMBER
LOAD AND WEIGHT RESTRICTIONS, VEHICLES	66
LOITERING	40.04
MAILBOXES	
<i>See</i> RECEPTACLES IN PUBLIC RIGHT-OF-WAY	140
MANUFACTURED AND MOBILE HOMES	146
<i>See also:</i>	
Factory-Built Homes (Flood Plain Regulations).....	160.05(5)
MAYOR	
Appointments	15.03
Compensation.....	15.04
Powers and Duties.....	15.02
Term of Office.....	15.01
Voting.....	15.05
<i>See also</i> CITY OFFICERS AND EMPLOYEES	
MAYOR PRO TEM	16
MEETINGS	
Council Meetings	17.04
Procedures for Notice and Conduct of	5.06
Publication of Minutes of Council Meetings.....	18.03
MINORS	46
<i>See also:</i>	
Amusement Devices.....	120.06
Employment for Serving of Alcohol	120.05(4)
In Billiard Rooms	46.03
In Licensed Premises.....	120.05(12)
In Taverns.....	46.02
Persons Under Legal Age.....	45.01
Persons Under Legal Age.....	121.07
MOBILE HOMES	146
MOWING PROPERTIES	53
MUNICIPAL INFRACTIONS	3
<i>See also</i> MUNICIPAL INFRACTION ABATEMENT PROCEDURE	50.07
NAMING OF STREETS	139
NOISE	
Annoyance or Disturbance (Barking Dogs)	55.08
Disorderly Conduct	40.03(2) and 40.03(8)
Engine Brakes and Compression Brakes.....	62.09
Motor Vehicle Noise	62.08
Quiet Zones	62.05
Truck Parking.....	69.09(2)

	CHAPTER OR SECTION NUMBER
NOMINATIONS FOR ELECTIVE OFFICES	6
NUISANCE ABATEMENT PROCEDURE	50
NUMBERING OF BUILDINGS	150
OATH OF OFFICE	5.01
OFFENSIVE SMELLS AND SUBSTANCES	50.02(1) and (2)
<i>See also</i> Restricted Discharges to Sanitary Sewer System.....	97.04
OFF-ROAD MOTORCYCLES AND UTILITY VEHICLES	75
ONE-WAY TRAFFIC	68
ON-SITE WASTEWATER SYSTEMS	98
OPEN BURNING	105.05
OPEN CONTAINERS IN MOTOR VEHICLES	62.01(49) and (50)
OPEN MEETINGS	5.06
OPERATING PROCEDURES	5
PARADES REGULATED	60.08
PARKING REGULATIONS	
Angle Parking.....	69.04 and 69.05
Illegal Purposes	69.06
Park Adjacent to Curb.....	69.02 and 69.03
Parking of Bicycles	76.11
Parking Prohibited.....	69.07
Parking Violations.....	70.03 and 70.04
Persons With Disabilities Parking.....	69.08
Recreational Vehicle Parking.....	69.11
Snow Removal	69.10
Truck Parking Limited	69.09
PEACE OFFICERS	
Failure to Assist.....	41.04
Interference with	41.06
Obedience to.....	60.07
Powers and Authority under Traffic Code	60
Qualifications	30.03
Removal of an Officer's Communication or Control Device	41.07
Training.....	30.04
<i>See also</i> POLICE DEPARTMENT	30
PEDDLERS, SOLICITORS AND TRANSIENT MERCHANTS	122

	CHAPTER OR SECTION NUMBER
PEDESTRIANS	67
<i>See also:</i>	
Crosswalks	61.03
State Code Traffic Regulations	62.01
Yield to Pedestrians in Crosswalks	65.05
PENALTIES	
Abatement of Violation of Sewer Connection Requirements	96.10
Additional Penalties – Cigarette and Tobacco Permits	121.07
Curfew Violations	46.01(6)
Municipal Infractions	3
Special Penalties (Sanitary Sewer Regulations).....	95.09
Special Penalty (Bicycle Regulations)	76.14
Standard Penalty for Violation of Code of Ordinances.....	1.14
Traffic Code Violations.....	70
PERMITS	
Beer and Wine	120
Cigarette and Tobacco.....	121.02
Fireworks.....	41.14
Flood Plain Development.....	160.04(2)
House Mover	123.02
On-Site Wastewater System.....	98.04
Parade	60.08(2)
Persons with Disabilities Parking.....	69.08
Sewer Connection.....	96.01
Sidewalks	136.07
Street Excavation.....	135.09(1)
Vehicles, Excess Size and Weight.....	66.02
Vending Machines and Sales Stands on Sidewalks	136.19
<i>See also</i> Issuance of Licenses and Permits.....	18.10
<i>See also</i> LICENSES	
PERSONAL INJURIES	1.05
PET AWARDS PROHIBITED	55.18
PETTY CASH FUND	7.03(3)
PLANNING AND ZONING COMMISSION	
<i>See</i> ZONING COMMISSION	23
PLAY STREETS	62.02
<i>See also</i> Playing in Streets.....	135.04
POLICE DEPARTMENT	30

CHAPTER OR SECTION
NUMBER

POLLUTION	
Air Pollution.....	50.02(8)
Environmental Violations	3.02
Hazardous Substance Spills	36
Incinerators Required.....	105.10
Open Burning Restricted.....	105.05
Prohibited Discharges to Public Sewer.....	97.03
Restricted Discharges to Sewer System.....	97.04
Toxic and Hazardous Wastes.....	105.08
Water Pollution	50.02(4)
POWERS AND DUTIES	
City Administrator	21
City Clerk.....	18.02
City Council	17.02 and 17.03
City Officers Generally.....	2.03
Fire Chief	35.07
Mayor.....	15.02
Mayor Pro Tem	16.02
Municipal Officers	5.03
Police Chief.....	30.07
PRIVATE PROPERTY	42
PRIVATE WATER SYSTEMS (SEWER CHARGES)	99.03
PROPERTY MAINTENANCE	52
PROPERTY TAX EXEMPTIONS	8
PUBLIC AND PRIVATE PROPERTY	
Criminal Mischief	42.02
Damage to Sewer System.....	95.04(1)
Defacing Proclamations or Notices.....	42.03
Fraud	42.05
Injury to Library Books or Property.....	22.10
Littering Prohibited	105.07
Public and Private Property.....	42
Sidewalk Regulations.....	136
Street Excavations	135
Theft.....	42.06
Trees and Shrubs on Public Property	151
Trespassing.....	42.01
Unauthorized Entry	42.04
PUBLIC HEALTH AND SAFETY	41
PUBLIC NOTICES	18.05(1)

CHAPTER OR SECTION
NUMBER

PUBLIC OFFENSES

- Drug Paraphernalia 43
- Littering Prohibited 105.07
- Public and Private Property 42
- Public Health and Safety 41
- Public Peace 40
- See also* **SIDEWALK REGULATIONS** 136
- See also* **STREET EXCAVATIONS** 135

PUBLICATION REQUIREMENTS 18.05

RABIES VACCINATION 55.10

RECEPTACLES IN PUBLIC RIGHT-OF-WAY 140

RECORDS

- Accounting 7.07
- Fire Department 35.07(12)
- Maintenance by Clerk 18.08
- Minutes of Council Meetings 5.06(3)
- Public Records, Access to 5.04
- Transfer to Successors 5.05

REMOVAL OF APPOINTED OFFICERS AND EMPLOYEES 5.09

REPRESENTATION OF CITY EMPLOYEES 20.09

RESIGNATION OF ELECTED OFFICERS 5.08

RIGHT TO ENTER

- Fire Chief 35.07(9)
- Sewer Service Inspection and Sampling 95.07
- Solid Waste Collection 106.05
- Use of Easements 95.08
- Warrants 1.12

SANITARY SEWER SYSTEM

- Building Sewers and Connection Requirements 96
- General Provisions 95
- On-Site Wastewater Systems 98
- Sewer Service Charges 99
- Use of Public Sewers 97

SEDIMENT AND SILTATION CONTROL 161

SEWER RATES 99

 CHAPTER OR SECTION
 NUMBER

SIDEWALKS

Barricades and Warning Lights.....	136.09
Bicycles on Sidewalks.....	76.08
Construction Standards	136.08
Debris on	136.17
Defacing	136.16
Encroaching Steps	136.13
Fires and Fuel on.....	136.15
Interference with Improvements	136.11
Maintenance	136
Openings and Enclosures	136.14
Parking Prohibited on Sidewalks	69.07(4)
Sales Stands and Merchandise Displays	136.18 and 136.19
Snow Removal	136.03
Use by Pedestrians	67.04
Vehicles Crossing Sidewalks	65.03
Vehicles on Sidewalks	62.03

SKATES, COASTERS AND TOY VEHICLES

Clinging to Vehicle	62.04
Skateboards	76.13

SNOW REMOVAL

From Sidewalks.....	136.03
From Streets	135.12
Parking	69.10

SNOWMOBILES AND ALL-TERRAIN VEHICLES..... 75**SOLICITORS, PEDDLERS AND TRANSIENT MERCHANTS..... 122****SOLID WASTE CONTROL**

Collection	106
General Provisions	105
<i>See also</i> Restricted Discharges to Sewer System.....	97.04

SPEED REGULATIONS 63**STATE CODE TRAFFIC REGULATIONS.....** 62.01**STOP OR YIELD REQUIRED** 65**STORM WATER**

Discharge to Sanitary Sewer Prohibited.....	95.04(2) and 97.01
Surface Water Exception.....	97.02

STREET NAME MAP..... 139.04 and 139.05

CHAPTER OR SECTION
NUMBER

STREETS AND ALLEYS

Billboards and Signs Obstructing View 50.02(6)
 Blocking Public and Private Ways 50.02(5)
 Excavations and Maintenance 135
 Grades..... 138
 Naming 139
 Obstructing Use of Streets..... 40.03(7)
 Vacation and Disposal..... 137

See also **TRAFFIC CODE**

SUBDIVISION REGULATIONS 166

TAX EXEMPTIONS

Industrial Property 8

TERMS OF OFFICE

City Administrator..... 21.01
 Clerk 18.01
 Council 2.04 and 17.01
 Mayor 2.05 and 15.01
 Treasurer..... 19.01

THEFT

Library Property 22.11
 Public and Private Property 42.06

TOBACCO PERMITS..... 121

TOXIC AND HAZARDOUS WASTE 105.08

TRAFFIC CODE

Administration of 60
 Enforcement Procedures..... 70
 General Regulations 62
 Load and Weight Restrictions 66
 One-Way Traffic 68
 Parking Regulations 69
 Pedestrians..... 67
 Speed Regulations 63
 Stop or Yield Required..... 65
 Traffic Control Devices..... 61
 Turning Regulations 64

TRAFFIC CONTROL DEVICES

Installation; Standards; Compliance..... 61
 Traveling on Barricaded Street or Alley 135.05

TRAFFIC REGULATIONS..... 62.01

	CHAPTER OR SECTION NUMBER
TRANSIENT MERCHANTS, PEDDLERS, AND SOLICITORS	122
TREASURER	19
TREES	
Disease Control	151.05
Dutch Elm Disease	50.02(10)
Duty to Trim Trees	151.03
Inspection and Removal of	151.06
Maintenance of Parking or Terrace	135.10
Obstructing View at Intersections	62.06
Open Burning Restrictions	105.05
Planting Restrictions	151.02
Trimming Trees to be Supervised	151.04
Yard Waste	105.06
TRESPASSING	42.01
TRUCK PARKING LIMITED	69.09
TRUCK ROUTES	66.05
TURNING REGULATIONS	64
UNAUTHORIZED ENTRY	42.04
UNLAWFUL ASSEMBLY	40.04
URBAN CHICKENS	56
URBAN RENEWAL	9
URBAN REVITALIZATION AREA	10
URINATING AND DEFECATING IN PUBLIC	41.13
UTILITY BOARD OF TRUSTEES	90
U-TURNS	64.02
VACANCIES IN OFFICE	5.10
VACATING STREETS OR ALLEYS	137
VETO	
Council May Override	17.03
Mayor’s Authority	15.02(4)
VICIOUS DOGS	55.09
VIOLATIONS	
Environmental	3.02
Municipal Infractions	3
Parking	70
Special Penalties for Violation of Sanitary Sewer Regulations	95.09
Standard Penalty for Violation of Code of Ordinances	1.14
Traffic	62.01

	CHAPTER OR SECTION NUMBER
WARRANTS	1.12
WASTE STORAGE CONTAINERS	105.09
WASTEWATER SYSTEMS, ON-SITE	98
WATER POLLUTION	50.02(4)
WATER UTILITY BOARD	90
WEAPONS	
Discharging Weapons in City Limits	41.11
Taking Weapons During Arrest	30.10
Throwing and Shooting	41.12
WEEDS AND BRUSH	50.02(9)
WINE	
<i>See</i> ALCOHOL	
YARD WASTE	105.06
YIELD REQUIRED	65
ZONING COMMISSION	23
ZONING REGULATIONS	165

APPENDIX TO CODE OF ORDINANCES

USE AND MAINTENANCE OF THE CODE OF ORDINANCES

The following information is provided to assist in the use and proper maintenance of this Code of Ordinances.

DISTRIBUTION OF COPIES

1. **OFFICIAL COPY.** The “OFFICIAL COPY” of the Code of Ordinances must be kept by the City Clerk and should be identified as the “OFFICIAL COPY.”

2. **DISTRIBUTION.** Other copies of the Code of Ordinances should be made available to all persons having a relatively frequent and continuing need to have access to ordinances which are in effect in the City as well as reference centers such as the City Library, County Law Library, and perhaps the schools.

3. **SALE.** The sale or distribution of copies in a general fashion is not recommended as experience indicates that indiscriminate distribution tends to result in outdated codes being used or misused.

4. **RECORD OF DISTRIBUTION.** The City Clerk should be responsible for maintaining an accurate and current record of persons having a copy of the Code of Ordinances. Each official, elected or appointed, should return to the City, upon leaving office, all documents, records and other materials pertaining to the office, including this Code of Ordinances.

(Code of Iowa, Sec. 372.13[4])

NUMBERING OF ORDINANCES AMENDING THE CODE OF ORDINANCES

It is recommended that a simple numerical sequence be used in assigning ordinance numbers to ordinances as they are passed. For example, if the ordinance adopting the Code of Ordinances is No. 163, we would suggest that the first ordinance passed changing, adding to, or deleting from the Code be assigned the number 164, the next ordinance be assigned the number 165, and so on. We advise against using the Code of Ordinances numbering system for the numbering of ordinances.

RETENTION OF AMENDING ORDINANCES

Please note that two books should be maintained: (1) the Code of Ordinances; and (2) an ordinance book. We will assist in the maintenance of the Code of Ordinances book, per the Supplement Agreement, by revising and returning appropriate pages for the Code of Ordinances book as required to accommodate ordinances amending the Code. The City Clerk is responsible for maintaining the ordinance book and must be sure that an original copy of each ordinance adopted, bearing the signatures of the Mayor and Clerk, is inserted in the ordinance book and preserved in a safe place.

SUPPLEMENT RECORD

A record of all supplements prepared for the Code of Ordinances is provided in the front of the Code. This record will indicate the number and date of the ordinances adopting the original Code and of each subsequently adopted ordinance which has been incorporated in the Code. For each supplemented ordinance, the Supplement Record will list the ordinance number, date, topic, and chapter or section number of the Code affected by the amending ordinance. A periodic review of the Supplement Record and ordinances passed will assure that all ordinances amending the Code have been incorporated therein.

DISTRIBUTION OF SUPPLEMENTS

Supplements containing revised pages for insertion in each Code will be sent to the Clerk. It is the responsibility of the Clerk to see that each person having a Code of Ordinances receives each supplement so that each Code may be properly updated to reflect action of the Council in amending the Code.

AMENDING THE CODE OF ORDINANCES

The Code of Ordinances contains most of the laws of the City as of the date of its adoption and is continually subject to amendment to reflect changing policies of the Council, mandates of the State, or decisions of the Courts. Amendments to the Code of Ordinances can only be accomplished by the adoption of an ordinance.

(Code of Iowa, Sec. 380.2)

The following forms of ordinances are recommended for making amendments to the Code of Ordinances:

ADDITION OF NEW PROVISIONS

New material may require the addition of a new SUBSECTION, SECTION or CHAPTER, as follows:

ORDINANCE NO. ____

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF LAKE PARK, IOWA, BY ADDING A NEW SECTION LIMITING PARKING TO 30 MINUTES ON A PORTION OF SOUTH BOONE STREET

BE IT ENACTED by the City Council of the City of Lake Park, Iowa:

SECTION 1. NEW SECTION. The Code of Ordinances of the City of Lake Park, Iowa, is amended by adding a new Section 69.16, entitled PARKING LIMITED TO 30 MINUTES, which is hereby adopted to read as follows:

69.16 PARKING LIMITED TO 30 MINUTES. It is unlawful to park any vehicle for a continuous period of more than 30 minutes between the hours of 8:00 a.m. and 8:00 p.m. on each day upon the following designated streets:

- 1. South Boone Street, on the west side, from Forest Avenue to Mason Drive.

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 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 4. WHEN EFFECTIVE. This ordinance shall be in effect from and after its final passage, approval, and publication as provided by law.

Passed by the Council the ____ day of _____, 20____, and approved this ____ day of _____, 20____.

Mayor

ATTEST:

City Clerk

First Reading: _____

Second Reading: _____

Third Reading: _____

I certify that the foregoing was published as Ordinance No. _____ on the ____ day of _____, 20____.

City Clerk

DELETION OF EXISTING PROVISIONS

Provisions may be removed from the Code of Ordinances by deleting SUBSECTIONS, SECTIONS or CHAPTERS as follows:

ORDINANCE NO. ____

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF LAKE PARK, IOWA, BY REPEALING SECTION 65.02, SUBSECTION 5, PERTAINING TO THE SPECIAL STOP REQUIRED ON LAKE BOULEVARD

BE IT ENACTED by the City Council of the City of Lake Park, Iowa:

SECTION 1. SUBSECTION REPEALED. The Code of Ordinances of the City of Lake Park, Iowa, is hereby amended by repealing Section 65.02, Subsection 5, which required vehicles traveling south on Lake Boulevard to stop at Second Place North.

SECTION 2. 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 3. WHEN EFFECTIVE. This ordinance shall be in effect from and after its final passage, approval, and publication as provided by law.

Passed by the Council the ____ day of _____, 20 ____, and approved this ____ day of _____, 20 ____.

Mayor

ATTEST:

City Clerk

First Reading: _____

Second Reading: _____

Third Reading: _____

I certify that the foregoing was published as Ordinance No. ____ on the ____ day of _____, 20 ____.

City Clerk

MODIFICATION OR CHANGE OF EXISTING PROVISION

Existing provisions may be added to, partially deleted, or changed as follows:

ORDINANCE NO. ____

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF LAKE PARK, IOWA, BY AMENDING PROVISIONS PERTAINING TO SEWER SERVICE CHARGES

BE IT ENACTED by the City Council of the City of Lake Park, Iowa:

SECTION 1. SECTION MODIFIED. Section 99.02 of the Code of Ordinances of the City of Lake Park, Iowa, is repealed and the following adopted in lieu thereof:

99.02 RATE. Each customer shall pay sewer service charges in the amount of 100 percent of the bill for water and water service attributable to the customer for the property served, but in no event less than \$10.00 per month.

SECTION 2. 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 3. WHEN EFFECTIVE. This ordinance shall be in effect from and after its final passage, approval, and publication as provided by law.

Passed by the Council the ____ day of _____, 20 ____, and approved this ____ day of _____, 20 ____.

Mayor

ATTEST:

City Clerk

First Reading: _____

Second Reading: _____

Third Reading: _____

I certify that the foregoing was published as Ordinance No. ____ on the ____ day of _____, 20 ____.

City Clerk

**ORDINANCES NOT CONTAINED IN THE
CODE OF ORDINANCES**

There are certain types of ordinances which the City will be adopting which do not have to be incorporated in the Code of Ordinances. These include ordinances: (1) establishing grades of streets or sidewalks; (2) vacating streets or alleys; (3) authorizing the issuance of bonds; and (4) amending the zoning map.

(Code of Iowa, Sec. 380.8)

ORDINANCE NO. ____

**AN ORDINANCE VACATING THE ALLEY LYING IN BLOCK TWO
RAILROAD ADDITION TO LAKE PARK, IOWA**

Be It Enacted by the City Council of the City of Lake Park, Iowa:

SECTION 1. The alley lying in Block Two, Railroad Addition to Lake Park, Iowa, is hereby vacated and closed from public use.

SECTION 2. The Council may by resolution convey the alley described above to abutting property owners in a manner directed by the City Council.

SECTION 3. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 4. 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. This ordinance shall be in effect from and after its final passage, approval, and publication as provided by law.

Passed by the Council the ____ day of _____, 20 ____, and approved this ____ day of _____, 20 ____.

Mayor

ATTEST:

City Clerk

First Reading: _____

Second Reading: _____

Third Reading: _____

I certify that the foregoing was published as Ordinance No. ____ on the ____ day of _____, 20 ____.

City Clerk

These ordinances should be numbered in the same numerical sequence as any other amending ordinance and placed in their proper sequence in the ordinance book.

SUGGESTED FORMS

FIRST NOTICE – DANGEROUS BUILDING

TO: (Name and address of owner, agent, or occupant of the property on which nuisance is located or the person causing or maintaining the nuisance).

You are hereby notified to abate the nuisance existing at (name location of nuisance) within ____ days from service of this notice or file written request for a Council hearing with the undersigned officer within said time limit.

The nuisance consists of (describe the nuisance and cite the law or ordinance) and shall be abated by (state action necessary to abate the particular nuisance).

In the event you fail to abate or cause to be abated the above nuisance, as directed, or file written request for hearing within the time prescribed herein, the City will take such steps as are necessary to abate or cause to be abated the nuisance and the cost will be assessed against you as provided by law.

Date of Notice: _____

City of Lake Park, Iowa

By: _____
(enforcement officer)

NOTICE OF HEARING ON DANGEROUS BUILDING

TO: (Name and address of the owner, agent, or occupant of the property on which nuisance is located or the person causing or maintaining the nuisance).

You are hereby notified that the City Council of Lake Park, Iowa, will meet on the ___ day of _____, 20 ___, at _____ p.m., in the Council Chambers of the City Hall, at (address of City Hall) for the purpose of considering whether or not the alleged nuisance consisting of (describe the nuisance) on your property, locally known as _____, constitutes a nuisance pursuant to Chapter _____ of the Code of Ordinances of Lake Park, Iowa, and should be abated by (state action necessary to abate the particular nuisance).

You are further notified that at such time and place you may appear and show cause why the said alleged nuisance should not be abated.

You are further notified to govern yourselves accordingly.

Date of Notice: _____

City of Lake Park, Iowa

By: _____
(enforcement officer)

**RESOLUTION AND ORDER
REGARDING DANGEROUS BUILDING**

BE IT RESOLVED, by the City Council of the City of Lake Park, Iowa:

WHEREAS, notice has heretofore been served on the ___ day of _____, 20___, on (property owner’s name), through (agent’s name or “none”), agent, to abate the nuisance existing at (legal description and address) within ___ days from service of said notice upon the said (name of owner or agent). and

(EITHER)

WHEREAS, a hearing was requested by the said (name of property owner or agent) and the same was held at this meeting and evidence produced and considered by the City Council.

(OR, ALTERNATE TO PRECEDING PARAGRAPH)

WHEREAS, the said owner (agent) named above has failed to abate or cause to be abated the above nuisance as directed within the time set, and after evidence was duly produced and considered at this meeting, and said owner has failed to file a written request for hearing, as provided, after being properly served by a notice to abate.

NOW THEREFORE, BE IT RESOLVED that the owner of said property, or said owner’s agent (name of owner or agent) is hereby directed and ordered to abate the nuisance consisting of (describe the nuisance) by (state action necessary to abate) within ___ days after the service of this Order upon said owner or agent. and

BE IT FURTHER RESOLVED that the enforcement officer be and is hereby directed to serve a copy of this Order upon the said property owner or agent named above. and

BE IT FURTHER RESOLVED that in the event the owner, or agent (name the owner or agent) fails to abate the said nuisance within the time prescribed above, then and in that event the City will abate the said nuisance and the cost will be assessed against the property and/or owner (owner’s name) at (address), as the law shall provide.

Moved by _____ to adopt.

Adopted this ___ day of _____, 20___.

Mayor

ATTEST:

City Clerk

Note: It is suggested by the blank space in the resolution that additional time be allowed the owner to abate the nuisance after the passage of the resolution before any action is taken on the part of the City to abate the same. In some instances, for the sake of public safety, the time element could be stricken from the resolution and immediate action be taken to abate the nuisance after the order is given.

NOTICE TO ABATE NUISANCE

TO: (Name and address of owner, agent, or occupant of the property on which the nuisance is located or the person causing or maintaining the nuisance).

You are hereby notified to abate the nuisance existing at (name location of nuisance) or file written request for a hearing with the undersigned officer within (hours or days) from service of this notice.

The nuisance consists of: (describe the nuisance) and shall be abated by: (state action necessary to abate the particular nuisance).

In the event you fail to abate or cause to be abated the above nuisance as directed, the City will take such steps as are necessary to abate or cause to be abated the nuisance and the costs will be assessed against you as provided by law.

Date of Notice: _____

City of Lake Park, Iowa

By: _____
(designate officer initiating notice)

NOTICE

REQUIRED SEWER CONNECTION

TO: _____
(Name)

(Street Address)
_____, Iowa

You are hereby notified that connection to the public sanitary sewer system is required at the following described property within _____ (____) days from service of this notice or that you must file written request for a hearing before the Council with the undersigned office within said time limit.

Description of Property

The nearest public sewer line within _____ (____) feet of the above described property is located

In the event you fail to make connection as directed, or file written request for hearing within the time prescribed herein, the connection shall be made by the City and the costs thereof assessed against you as by law provided.

Date of Notice: _____

City of Lake Park, Iowa

By: _____, _____
(Name) (Title)

NOTICE OF HEARING

REQUIRED SEWER CONNECTION

TO: _____
(Name)

(Street Address)
_____, Iowa

You are hereby notified that the City Council of Lake Park, Iowa, will meet on the ___ day of _____, 20___, at _____m. in the Council Chambers of the City Hall for the purpose of considering whether or not connection to the public sanitary sewer system shall be required at the following described property:

Description of Property

You are further notified that at such time and place you may appear and show cause why said connection should not be required.

You are further notified to govern yourselves accordingly.

Date of Notice: _____

City of Lake Park, Iowa

By: _____, _____
(Name) (Title)

RESOLUTION AND ORDER

REQUIRED SEWER CONNECTION

BE IT RESOLVED, by the City Council of the City of Lake Park, Iowa:

WHEREAS, notice has heretofore been served on the ___ day of _____, 20___, on

_____,
(Name of Property Owner)

through _____, Agent,
(Agent’s Name or “None”)

to make connection of the property described as

to the public sanitary sewer located _____
within _____ (_____) days from service of notice upon said owner or agent. and

(EITHER)

WHEREAS, a hearing was requested by the said owner or agent and the same was held at this meeting and evidence produced and considered by the City Council.

(OR AS ALTERNATE TO THE PRECEDING PARAGRAPH)

WHEREAS, the said owner or agent named above has failed to make such required connection within the time set, and after evidence was duly produced and considered at this meeting, and said owner or agent has failed to file a written request for hearing after being properly served by a notice to make such connection or request a hearing thereon.

NOW, THEREFORE, BE IT RESOLVED that the owner of said property, or said owner’s agent, _____

(Name of Owner or Agent)

is hereby directed and ordered to make such required connection within _____ days after the service of this ORDER upon said owner or agent. and

BE IT FURTHER RESOLVED that the City Clerk be and the same is hereby directed to serve a copy of this ORDER upon said property owner or agent named above. and

BE IT FURTHER RESOLVED, that in the event the owner, or agent,

_____,
(Name of Owner or Agent)

fails to make such connection within the time prescribed above, then and in that event the City will make such connection and the cost thereof will be assessed against the property and/or owner

(Owner's Name)

_____, as provided by law.

(Address)

Moved by _____ to adopt.

Seconded by _____.

AYES: _____, _____, _____,

_____, _____, _____.

NAYS: _____, _____, _____,

_____, _____, _____.

Resolution approved this ___ day of _____, 20__.

Mayor

ATTEST:

City Clerk

