

ORDINANCE NO. 91249-0610

AN ORDINANCE AMENDING TITLE 3 PUBLIC WAYS AND
PROPERTY CHAPTER 9 STREET OBSTRUCTIONS.

Be It Enacted by the City Council of the City of Muscatine, Iowa:

SECTION 1. AMENDMENT. Title 3 PUBLIC WAYS AND PROPERTY, CHAPTER 9 STREET OBSTRUCTIONS of the City Code of Muscatine is amended to add a new Sections 5 and 6 to provide as follows:

- 3-9-5 Dumping of Snow: It shall be unlawful for any person to throw, push or place or cause to be thrown, pushed or placed, any ice or snow from private property, sidewalks or driveways onto the traveled way of streets so as to obstruct gutters or impede the passage of vehicles upon the street or to create a hazardous condition therein; except where, in the cleaning of large commercial drives in the business district, if it is absolutely necessary to move the snow onto the streets temporarily, such accumulation shall be removed within forty-eight (48) hours by the property owner or his agent, and only after first making arrangements for such prompt removal at the owner's cost of the accumulation within a reasonable short time.
- 3-9-6 Penalty: A violation of any sections of this chapter shall be a municipal infraction pursuant to the provisions of Section 1-2-7 of the Muscatine City Code.

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 All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.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

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PASSED by the City Council on June 3, 2010, and APPROVED on _____, 2010.




Gregg Mandsager, City Clerk


Richard W. O'Brien, Mayor

First Reading	<u>May 6, 2010</u>
Second Reading	<u>May 20, 2010</u>
Third Reading	<u>June 3, 2010</u>
Publication	<u>June 10, 2010</u>

PROOF OF PUBLICATION

I, Jeff Lee, being duly sworn, on my oath, say that I am an advertising clerk at the *Muscatine Journal*, a newspaper of general circulation, published in the City of Muscatine, Muscatine County, Iowa; and that the following Notice:

Muscatine City Clerk
Ordinance No. 91249-0610

Of which the annexed printed slip is a true, correct and complete copy, was published in said *Muscatine Journal* one time having been made there in on:

June 10, 2010

Jeff Lee
Jeff Lee

STATE OF IOWA MUSCATINE COUNTY

Subscribed and sworn to before me this
10th day of June 2010

Beth Lester
Beth Lester, Notary Public



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Richard W. O'Brien, Mayor

Attest:
Gregg Mandsager, City Clerk

First Reading May 6, 2010
Second Reading May 20, 2010
Third Reading June 4, 2010
Publication June 10, 2010