

ORDINANCE NO. 91357-0810

AN ORDINANCE AMENDING TITLE 1, CHAPTER 2, SECTION 7 OF THE
CITY CODE FOR MUSCATINE, IOWA

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MUSCATINE, IOWA, as follows:

SECTION 1. Sections 1-2-7(A) and 1-2-7 (B) are hereby repealed and the following enacted in lieu thereof:

1-2-7 Penalties and Procedures for Municipal Infractions.

(A) The following definition shall be definitions of the words so defined unless the context of the Section dictates otherwise:

(1) "Repeat Offense" is a recurring violation of the same section of the City Code.

(B) Violations, penalties, and alternative relief.

- (1) Any violation of the City Code, with the exception of any violation which is a felony or misdemeanor under state law, is a municipal infraction.
- (2) Unless other civil penalty is provided elsewhere in this Code for a specific violation, a municipal infraction is a civil offense punishable as provided in the following schedule of civil penalties: 1st offense, \$100.00; 2nd offense, \$200.00; and third and subsequent offense(s), \$300.00.
- (3) Each day that a municipal infraction occurs and/or is permitted to exist constitutes a separate offense.
- (4) Seeking a civil penalty as authorized in this Section does not preclude the City from seeking alternate relief from the Court in the same action. Such alternative relief may include, but is not limited to an order for abatement, authorizing the City to abate or correct the violation providing that the City's costs for abatement or correction be entered as a personal judgment against the Defendant or assessed against the property where the violation occurred or both, or injunctive relief.

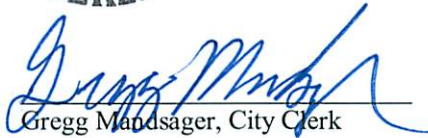
Section 2. That all ordinances or parts of ordinances in conflict therewith are hereby repealed and this Ordinance shall be in full force and effect from and after its passage and publication as provided by law.

PASSED, APPROVED, AND ADOPTED this 19th day of August, 2010.

BY THE CITY COUNCIL OF THE
CITY OF MUSCATINE, IOWA




Richard O'Brien, Mayor


Gregg Mandsager, City Clerk

1st Reading: July 15, 2010

2nd Reading: August 5, 2010

3rd Reading: August 19, 2010

Publication _____

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 #91357-0810

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:

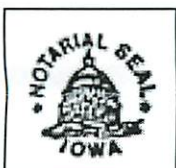
August 25, 2010

Jeff Lee

STATE OF IOWA
MUSCATINE COUNTY

Subscribed and sworn to before me this
30th day of August 2010

Beth Lester, Notary Public



Beth Lester
Iowa Notarial Seal
Commission number 745921
My Commission Expires 03/20/2013

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(B) Violations, penalties, and alternative relief.
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