

ORDINANCE NO. 6602

AN ORDINANCE TO AMEND CHAPTER 3.62 SOLICITORS BY AMENDING SECTION 3.62.100 "PROHIBITED ACTS";

**BE IT ORDAINED
BY THE CITY COUNCIL
OF THE
CITY OF COUNCIL BLUFFS, IOWA**

3.62.100 Prohibited Acts

No Solicitor, or person making street sales, shall:

- A. Shout, blow on a horn, ring a bell, or use any loudspeaker or amplifying system for the purpose of advertising or otherwise announcing his or her wares, or business activities, except as may be permissible under any other ordinance of the city of Council Bluffs, Iowa, or statute of the state of Iowa, and such acts shall be specifically prohibited after 9:00 p.m. and before 9:00 a.m. on any day of the week;
- B. Have any right to any location in the public streets or ways or upon any public property, nor shall he/she be permitted to operate in any congested area where such operations might impede or inconvenience the public. The judgment of a police officer exercised in good faith shall be deemed conclusive as to whether the area is congested or the public inconvenienced;
- C. Sell or offer to sell goods, wares, or merchandise on any of the city's public streets;
- D. Enter upon any residential premises in the city where the owner, occupant, or person legally in charge of the premises has posted, at the entry to the premises or at the entry to the principal building on the premises, a sign bearing the words "No Peddlers," "No Solicitors," or words of similar import.
- E. circulate, distribute, scatter or place any material on the city's public streets, alleys, sidewalks, public grounds and places, or on automobiles or other vehicles private or public and which may be parked on the city's public streets, alleys or parking lots or on any private lots within the city.

(Ord No. 6591, 11-13-2023)

(Ord. No. 6082, § 1, 6-14-2010)

(Ord. No. 5794, § 3, 2004)

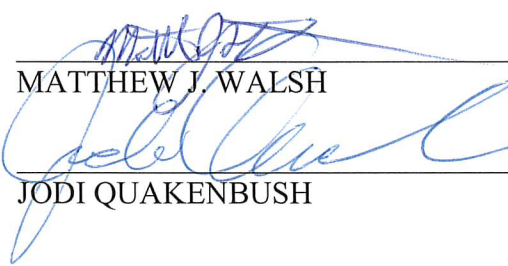
SECTION 2. REPEALER. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 3. SEVERABILITY CLAUSE. If any of the provisions of this ordinance are for any reason declared illegal or void, then the lawful provisions of this ordinance which are severable from said unlawful provisions shall be and remain in full force and effect, the same as if the ordinance contained no illegal or void provisions.

SECTION 4. EFFECTIVE DATE. This ordinance shall be in full force and effect from and after its publication, as by law provided.

PASSED
AND
APPROVED

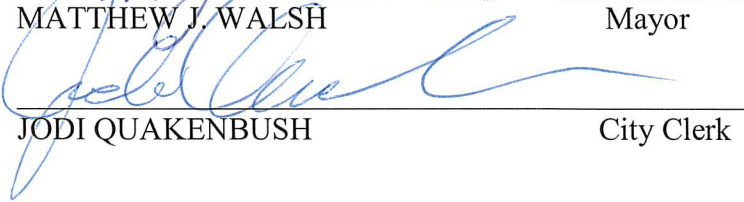
April 1, 2024



MATTHEW J. WALSH

Mayor

Attest:



JODI QUAKENBUSH

City Clerk

First Consideration: 3-25-24
Second Consideration: 4-1-24
Public Hearing: N/A
Third Consideration: Waived

AFFIDAVIT OF PUBLICATION

The Daily Nonpareil

State of New Jersey, County of Hudson, ss:

Nichole Seitz, being first duly sworn, deposes and says: That (s)he is a duly authorized signatory of Column Software, PBC, duly authorized agent of The Daily Nonpareil, a newspaper printed and published three (3) days a week at Council Bluffs, in said County and State, and that the notice herto attached was published in said newspaper once each day for the period on the dates below listed.

PUBLICATION DATES:

Apr. 9, 2024

NOTICE ID: 27CsNJxzsrLf7gJaN4th

PUBLISHER ID: COL-9100459

NOTICE NAME: Ordinance 6602

Nichole Seitz

(Signed) _____

SHANNEA H HOLMES
NOTARY PUBLIC
STATE OF NEW JERSEY
My Commission Expires August 1, 2026

VERIFICATION

State of New Jersey
County of Hudson

Subscribed in my presence and sworn to before me on this: 04/09/2024

Shanea H. Holmes

Notary Public

PUBLICATION FEE: \$39.36

Notarized remotely online using communication technology via Proof.

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CHAPTER 3.62 SOLICITORS BY
AMENDING SECTION 3.62.100
"PROHIBITED ACTS;

BE IT ORDAINED BY THE CITY
COUNCIL OF THE CITY OF
COUNCIL BLUFFS, IOWA

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sales, shall:

E. circulate, distribute, scatter or
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public streets, alleys, sidewalks,
public grounds and places, or on
automobiles or other vehicles private
or public and which may be parked
on the city's public streets, alleys or
parking lots or on any private lots
within the city.

For complete copy of Ordinance, see
City Clerk's Office.

ADOPTED AND APPROVED April
1, 2024.

MATTHEW J. WALSH, Mayor

Attest: JODI QUAKENBUSH, City
Clerk

April 9, 2024 COL-9100459

Council Communication

Department: City Clerk
Case/Project No.:
Submitted by:

Ordinance 6602
ITEM 7.A.

Council Action: 4/1/2024

Description

Ordinance to amend Chapter 3.62 Solicitors by amending Section 3.62.100 "Prohibited Acts"

Background/Discussion

being amended to add the following as a prohibited act:

E. circulate, distribute, scatter or place any material on the city's public streets, alleys, sidewalks, public grounds and places, or on automobiles or other vehicles private or public and which may be parked on the city's public streets, alleys or parking lots or on any private lots within the city.

Recommendation

ATTACHMENTS:

Description	Type	Upload Date
Redline Ordinance	Ordinance	3/20/2024
Ordinance 6602	Ordinance	3/20/2024

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