

ORDINANCE NO. 6609

AN ORDINANCE TO AMEND CHAPTER 8.44 "PROPERTY DAMAGE" OF THE 2020 MUNICIPAL CODE OF COUNCIL BLUFFS, IOWA, BY AMENDING SECTION 8.44.015 "CRIMINAL TRESPASS".

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

SECTION 1. That Chapter 8.44 "Property Damage" of the 2020 Municipal Code of Council Bluffs, Iowa, is hereby amended by amending Section 8.44.015 "Criminal Trespass" to read as follows:

8.44.015 – Criminal Trespass

Any person who knowingly trespasses upon the property of another commits a simple misdemeanor punishable as a scheduled violation under Iowa Code Section 805.8C.

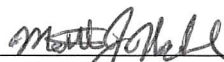
SECTION 2. REPEALER. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

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.

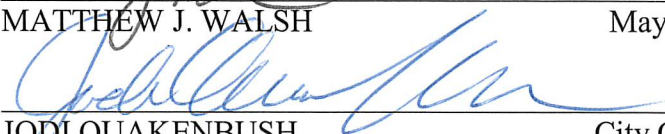
SECTION 4. EFFECTIVE DATE. This ordinance shall be in full force and effect from and after its final passage and publication, as by law provided.

PASSED
AND
APPROVED

June 24, 2024.


MATTHEW J. WALSH Mayor

Attest:


JODI QUAKENBUSH City Clerk

First Consideration: 6-10-24
Second Consideration: 6-24-24
Public Hearing: n/a
Third Consideration: Waived

AFFIDAVIT OF PUBLICATION

The Daily Nonpareil

State of Pennsylvania, County of Lancaster, ss:

Hayden Lipsky, 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:

Jun. 29, 2024

NOTICE ID: aKsKqeGnRuD9e4pxjl1a

PUBLISHER ID: COL-9100782

NOTICE NAME: Ordinance 6609

(Signed) Hayden Lipsky

VERIFICATION

State of Pennsylvania
County of Lancaster

Commonwealth of Pennsylvania - Notary Seal
Nicole Burkholder, Notary Public
Lancaster County
My commission expires March 30, 2027
Commission Number 1342120

Subscribed in my presence and sworn to before me on this: 07/02/2024

Nicole Burkholder
Notary Public

PUBLICATION FEE: \$41.41

Notarized remotely online using communication technology via Proof.

Ordinance 6609

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"CRIMINAL TRESPASS".

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SECTION 1. That Chapter 8.44 "Property Damage" of the 2020 Municipal Code of Council Bluffs, Iowa, is hereby amended by amending Section 8.44.015 "Criminal Trespass" to read as follows:

8.44.015 – Criminal Trespass

Any person who knowingly trespasses upon the property of another commits a simple misdemeanor punishable as a scheduled violation under Iowa Code Section 805.8C.

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

ADOPTED AND APPROVED June 24, 2024.

MATTHEW J. WALSH, Mayor

Attest: JODI QUAKENBUSH, City Clerk

June 29, 2024 COL-9100782

Council Communication

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

Ordinance 6609
ITEM 5.A.

Council Action: 6/24/2024

Description

Ordinance to amend Chapter 8.44 "Property Damage" of the 2020 Municipal Code of Council Bluffs, Iowa, by amending Section 8.44.015 "Criminal Trespass".

Background/Discussion

Our code is mirrored after Iowa Code Chapter 805.8C but the subsection for Criminal Trespass has changed. In order to be consistent, we're amending Section 8.44.015 to reference the Chapter instead of a specific subsection, which could change again in the future.

Recommendation

Approval is recommended.

ATTACHMENTS:

Description	Type	Upload Date
Ordinance-red line version	Other	5/22/2024
Ordinance 6609	Ordinance	6/5/2024

Current Municipal Code

8.44.015 - Criminal trespass.

Any person who knowingly trespasses upon the property of another commits a simple misdemeanor punishable as a scheduled violation under Iowa Code Section 805.8C, ~~subsection 11.~~