

**CITY OF MUSCATINE
ORDINANCE 2024-0051**

**AN ORDINANCE AMENDING TITLE 3 - PUBLIC WAYS, CHAPTER 5 - PUBLIC
PARKS, SECTION 10-OTHER REGULATIONS, TO REMOVE SUBSECTION S
PROHIBITING THOSE OVER FOURTEEN IN AGE FROM FISHING IN THE WEED
PARK LAGOON**

WHEREAS, Section 3-5-10(S) of City Code prohibits anyone over the age of fourteen from fishing in the Weed Park Lagoon; and

WHEREAS, a project to rehabilitate the Weed Park Lagoon has recently been completed; and

WHEREAS, these improvements to the Weed Park Lagoon have made it more suitable as a fish habitat, thereby qualifying it for the Iowa Department of Natural Resources' fish stocking program; and

WHEREAS, under this stocking program the DNR would regularly, at its own expense, stock the Weed Park Lagoon with suitable fish; and

WHEREAS, in order for the City to be eligible, under DNR rules, to participate in the fish stock program the prohibition of those over age fourteen from fishing in the Weed Park Lagoon must first be removed.

NOW THEREFORE, be it ordained by the City Council of the City of Muscatine, in the State of Iowa, as follows:

SECTION 1: **AMENDMENT** “3-5-10 Other Regulations” of the Muscatine Municipal Code is hereby *amended* as follows:

A M E N D M E N T

3-5-10 Other Regulations

It shall be unlawful to:

- A. Operate radio controlled equipment in the Parks, except as authorized by the Parks and Recreation Department.
- B. Move benches, seats, and tables from their places, except on picnic grounds within designated areas.
- C. Loiter in any Park workshop or interfere with any Park employee performing his or her duties.
- D. Willfully mark, deface, disfigure, injure, tamper with, displace, or remove any building, bridge, table, bench, fireplace, railing, paving or paving material, waterline or

other public utility or part thereof, sign, notice or placard, whether temporary or permanent, monument, stake, post, or other boundary marker, or other structure or equipment, facility, park property, or appurtenance whatsoever, either real or personal.

- E. Throw discharge, or otherwise place or cause to be placed in the waters of any fountain, pond, lake, stream, or other body of water in or adjacent to any park, any substance, matter of thing, liquid, or solid which will or may result in the pollution of said waters.
- F. Bring in or dump, deposit or leave any bottles, broken glass, ashes, paper, boxes, cans, dirt, rubbish, waste, garbage, refuse, or other trash. No such refuse or trash shall be left anywhere on the grounds, but shall be placed in the proper receptacles where these are provided; where receptacles are not provided, such rubbish or waste shall be carried away from the park by the person responsible for its presence, and properly disposed of elsewhere.
- G. Pick or cut, break, or in any way injure or deface any tree, shrub, or plant; remove any wildflower, flower, tree, shrub, plant, or any soil or material of any kind; dig in or otherwise disturb grass areas; or in any other way injure or impair the natural beauty or usefulness of any park area.
- H. Light or make use of any fire in the parks, except such portions thereof as may be designated by the Parks and Recreation Department for such purpose.
- I. Post, paste, fasten, paint, or affix any placard, bill, notice, or sign upon any structure, tree, stone, fence, or enclosure, unless approved by the Parks and Recreation Department and provided such is not in violation of the City's sign ordinance.
- J. Distribute, cast, throw, or place any handbill, pamphlet, circular, advertisement, or notice of any kind for commercial purposes without approval.
- K. Sell or offer for sale any article or service without a permit as required by the City of Muscatine.
- L. Beg or solicit alms.
- M. Carry any firearms, air or pellet guns, bows and arrows, rockets, weapons, firecrackers, fireworks, or other explosives, except as permitted by the City of Muscatine.
- N. Carry, possess, drink alcoholic beverages, including beer, except at the Municipal Golf Course and special events at the riverfront from Mad Creek to Broadway Street extended between Mississippi Drive and the Mississippi River, when a permit has been issued by the City Council pursuant to Title 5, Chapter 1 of the City Code. ⁱⁱ
- O. Possess, use, or transfer any controlled substance.
- P. Disturb the peace.
- Q. Endanger the safety of any person by any conduct or act.
- R. Swim, bathe, or wade in any waters or waterways in or adjacent to any park, except in such waters and at such places as are provided therefore and in compliance with such regulations as are permitted by the City of Muscatine.

~~S. Fish in the lagoon, unless such person is age fourteen (14) or under.~~

SECTION 2: REPEALER CLAUSE All ordinances or resolutions or parts thereof, which are in conflict herewith, are hereby repealed.

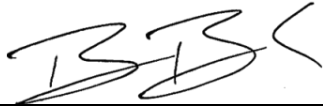
SECTION 3: SEVERABILITY CLAUSE Should any part or provision of this Ordinance be declared by the courts to be unconstitutional or invalid, such decision shall not affect the validity of the Ordinances a whole or any part thereof other than the part so declared to be unconstitutional or invalid.

SECTION 4: EFFECTIVE DATE This Ordinance shall be in full force and effect from and after the required approval and publication according to law.

PASSED AND ADOPTED BY THE CITY OF MUSCATINE CITY COUNCIL MARCH 06, 2025.

Presiding Officer

Attest



Dr. Brad Bark, Mayor, City of
Muscatine



Cinda Hilger, City Clerk, City of
Muscatine

