

ORDINANCE AMENDMENT 2023-03

**ORDINANCE AMENDING CHAPTER 71 SECTION FOR AUTOMATED TRAFFIC
ENFORCEMENT AND MEANS FOR CHALLENGING AN AUTOMATED TRAFFIC
CITATION**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DURANT IOWA:

Section 1. Chapter 71 of the Durant City Code Automated Traffic Enforcement, Section 71.01 (1-2) is hereby amended as follows:

- 1.) The use of ATE advances public interests of traffic safety and safety of emergency responders, as well as the interests of Durant taxpayers in cost effective enforcement of traffic laws;
- 2.) The use of ATE devices which captures an image of the front or the rear license plate strikes a desirable balance between the above stated public interests and privacy interests of the motoring public;

Section 2. This Ordinance shall be in effect from and after its final passage , approval, and publication as provided by law. Any part of this Ordinance found invalid shall not affect the remainder of the Ordinance.

Passed Approved and adopted this 25th day of September, 2023.



Scott Spengler, Mayor

ATTEST:


Deana Cavin, City Operations Officer/Clerk

1st Reading: 09/11/2023

2nd Reading: Waived

3rd Reading: 09/25/2023

ORDINANCE AMENDMENT 2023-02

**ORDINANCE AMENDING CHAPTER 41 SECTION 41.14 FOR CHANGE FIREWORKS
ORDINANCE FOR DATES, TIMES, AND PENALTIES .**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DURANT IOWA

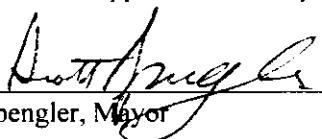
Section 1. Chapter 47 of the Durant City Code Chapter 41, Section 41.14 (10) (A-E ((1 & 2)) is hereby amended as follows:

41.14 FIREWORKS. The sale of fireworks within the City is subject to the following:
(Code of Iowa, Sec. 727.2)

1. Discharge of Fireworks.
 - A. As per section 47.03 of City Code, no fireworks shall be discharged on any public or city property, including streets, avenues, parks and right of ways. No person under the age of 18 shall discharge a DOT 1.4 class consumer firework without parental supervision.
 - B. A person shall only discharge a consumer fireworks device on real property they own or on property where consent has been given, so long as all trash, wrappers, wires and waste are picked up on property and any surrounding properties that waste has blown into. Novelties, including snakes, sparklers, or caps, can NOT BE discharged on a public place. If complaints are filed with city hall or police department due to waste from discharge of fireworks, property owner can be charged with municipal infraction and minimum fee of \$500 for failure to clean up.
 - C. Consumer fireworks shall not be discharged by persons showing visible signs of, or determined to be, intoxicated or under the influence of a drug or narcotic.
 - C. Any person discharging a consumer fireworks device assumes all responsibility for its operation and the consequences thereof. No person shall discharge a consumer fireworks device in a reckless manner or manner likely to cause death, injury, fire, or property damage.
 - D. No person shall discharge a consumer fireworks device outside the following dates and hours:
 - (1) July 3rd thru July 4th from the hours of noon until 11:00 pm.
 - (2) December 31st thru January 1st from the hours of noon until midnight.

Section 2. This Ordinance shall be in effect from and after its final passage , approval, and publication as provided by law. Any part of this Ordinance found invalid shall not affect the remainder of the Ordinance.

Passed Approved and adopted this 25th day of September, 2023.



Scott Spengler, Mayor

ATTEST:

Deana Cavin

Deana Cavin, City Operations Officer/Clerk

1st Reading: 09/11/2023

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