

ORDINANCE NO. 89 (as amended)

AN ORDINANCE REGULATING DISORDERLY CONDUCT, URINATION IN OR DEFECATION IN A PUBLIC PLACE, AND SQUEALING OF TIRES:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF UNIVERSITY HEIGHTS, JOHNSON COUNTY, IOWA:

Any person who commits any of the following acts shall be guilty of disorderly conduct: simple misdemeanor:

Section 1. It shall be unlawful for any person to urinate or defecate in or upon any street, alley, public place or in any place open to public view, provided that this section shall not apply to restrooms or public facilities designated for such purpose.

Section 2. No person shall operate a motor vehicle and no owner of a motor vehicle shall permit or allow the operation of a motor vehicle in such a manner or by such a method as to cause the tires on such motor vehicle to make loud, raucous, squealing, screeching noise or other sounds caused by excessive acceleration from a stopped position or while a vehicle is in motion. This section shall not apply to any noises or sounds by the tires of motor vehicles when the vehicle is engaged in an emergency situation where it is necessary to accelerate or stop the vehicle immediately or suddenly in order to avoid contact with another vehicle or with a pedestrian as long as the emergency is not of the owner's making.

Section 3. PENALTY. Any person violating the provisions of this ordinance shall be guilty of a simple misdemeanor punishable by a fine of one hundred dollars (\$100.00). The sentence imposed under this section shall not be suspended or deferred by the court, nor shall judgment be deferred, notwithstanding the provisions of Chapter 907 of the Code of Iowa, as amended, or any other provision of statute.

Section 4. REPEALER. All ordinances and parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Passed by the Council on April 10, 1984, and approved on April 10, 1984.

s/ Chan F. Coulter  
Mayor

ATTEST: s/ Amie Glazier  
Acting City Clerk

\*\* The signed original ordinance is on file with the University Heights City Attorney.

Published in the Iowa City Press-Citizen 07-21-84.

Ordinance No. 144 amending Ordinance 89 was passed and approved on December 14, 2004, and published in the Iowa City Press-Citizen on December 20, 2004.

Ordinance No. 144 amends Section 3 as follows:

Section 3. PENALTY. Any ~~violation~~ person violating the provisions of this ordinance shall ~~constitute~~ be guilty of a simple misdemeanor and ~~shall upon conviction be subject to punishment for up to 30 days in jail or by a~~ punishable by a fine of one hundred dollars (\$100.00) ~~or both.~~ The sentence imposed under this section shall not be suspended or deferred by the court, nor shall judgment be deferred, notwithstanding the provisions of Chapter 907 of the Code of Iowa, as amended, or any other provision of statute.

Ordinance 144 deletes Section 4 and replaces it with the following:

Section 4. REPEALER. All ordinances and parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Steve/UHeights/UHOrdinances/Ordinance 089 amended by 144