

ORDINANCE NO. 127

AN ORDINANCE AMENDING ORDINANCE NO. 71 CONCERNING THE  
PROHIBITION OF PUBLIC NUISANCES.

1. Ordinance No. 71 is hereby amended as follows:

Section II. The following shall be deemed to constitute a public nuisance:

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- (h) Placing, keeping, or permitting to be placed or kept any portable toilet except to the extent reasonably necessary to accommodate construction being performed pursuant to a valid building permit; provided, however, that this subsection does not apply to platted lots comprising more than one acre in total lot area so long as any such portable toilets upon such property are cleaned out or serviced with 72 hours of any day on which The University of Iowa plays football games in Kinnick Stadium.

Section VI. Saving Clause.

In the event any word, phrase, sentence, paragraph or section contained in this ordinance shall be held to be invalid, unlawful, or unconstitutional for any reason, then it is hereby declared that the remaining such portions and provisions of this ordinance would have been enacted and remain in full force and effect.

Section VII. Effective Date.

This amendment to Ordinance No. 71 shall become effective upon its passage and publication as provided by law.

Adopted by the University Heights City Council this 12th day of November, 2002, and approved this 12th day of November, 2002.

\_\_\_\_\_  
Gloria N. Jacobson, Mayor

ATTEST: (seal)

\_\_\_\_\_  
Patricia Birk, City Clerk

STATE OF IOWA            )  
                                  )        SS:  
COUNTY OF JOHNSON    )

On this \_\_\_\_\_ day of January, 2003, before me, a notary public in and for the state of Iowa, personally appeared Gloria N. Jacobson and Patricia Birk, to me personally known, and who, being by me duly sworn, did say that they are the Mayor and City Clerk of the City of University Heights, Iowa; that the seal affixed to this instrument is the corporate seal of the city; and that said instrument was signed and sealed on behalf of the city, and that Gloria N. Jacobson and Patricia Birk acknowledged the execution of said instrument to be their voluntary act and deed and the voluntary act and deed of the city, by it and by them voluntarily executed.

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Notary Public in and for the  
State of Iowa

STATE OF IOWA            )  
                                  )        SS:  
COUNTY OF JOHNSON    )

I, Patricia Birk, being first duly sworn, certify that the above ordinance was published in the Iowa City Press-Citizen the \_\_\_\_ day of \_\_\_\_\_, 2003.

\_\_\_\_\_  
Patricia Birk

Signed and sworn to before me on the \_\_\_\_ day of \_\_\_\_\_, 2003, by Patricia Birk, Clerk of the city of University Heights.

\_\_\_\_\_  
Notary Public in and for the  
State of Iowa