

ORDINANCE NO. 139

AN ORDINANCE REGULATING CONDUCT IN THE TOWN OF
UNIVERSITY HEIGHTS, IOWA.

- I. Be it enacted by the city council of the City of University Heights, Iowa:

Section 1. DISORDERLY CONDUCT. A person commits a simple misdemeanor when the person does any of the following:

1. Engages in fighting or violent behavior in any public place or in or near any lawful assembly of persons, provided, that participants in athletic contests may engage in such conduct which is reasonably related to that sport.

2. Makes loud and raucous noise in the vicinity of any residence or public building which causes unreasonable distress to the occupants thereof.

3. Directs abusive epithets or makes any threatening gesture toward any other person, including law enforcement officers, which the person knows or reasonably should know is likely to provoke a violent reaction by another.

4. Without lawful authority or color of authority, the person disturbs any lawful assembly or meeting of persons by conduct intended to disrupt the meeting or assembly.

5. By words or action, initiates or circulates a report or warning of fire, epidemic, or other catastrophe, knowing such report to be false or such warning to be baseless.

6. Knowingly and publicly uses the flag of the United States in such a manner as to show disrespect for the flag as a symbol of the United States, with the intent or reasonable expectation that such use will provoke or encourage another to commit a public offense.

7. Without authority or justification, the person obstructs any street, sidewalk, highway, or other public way, with the intent to prevent or hinder its lawful use by others.

8. Disturb the peace of any person or persons, including law enforcement officers.

Section 2. 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 3. REPEALER. All ordinances and parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

II. This ordinance shall become effective upon its passage and publication as provided by law.

Adopted by the University Heights City Council this _____ day of _____, 2004, and approved this _____ day of _____, 2004.

Gloria N. Jacobson, Mayor

(SEAL)

ATTEST: _____
Jerry Musser, City Clerk
STATE OF IOWA)
) SS:
COUNTY OF JOHNSON)

On the ____ day of _____, 2004, before me, a notary public in and for the state of Iowa, personally appeared Gloria N. Jacobson, Mayor, and Jerry Musser, Clerk of the city of University Heights, 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 acknowledged and sealed on behalf of the City, and that Gloria N. Jacobson and Jerry Musser 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.

Notary Public in and for the
State of Iowa

STATE OF IOWA)
) SS:
COUNTY OF JOHNSON)

I, Jerry Musser, being first duly sworn, certify that the above ordinance was published in the Iowa City Press-Citizen the ____ day of _____, 2004.

Jerry Musser

Signed and sworn to before me on the ____ day of _____, 2004, by Jerry Musser, Clerk of the City of University Heights.

Notary Public in and for the
State of Iowa