

ORDINANCE NO. 02-2018

AN ORDINANCE AMENDING CHAPTER 3 OF THE CODE OF THE CITY OF LONG GROVE, IOWA BY REPEALING PRESENT SECTION 3.03 AND ADDING THERETO NEW SECTION 3.03 AND FURTHER REPEALING ALL ORDINANCES AND RESOLUTIONS IN CONFLICT WITH THIS ORDINANCE AND PROVIDING FOR AN EFFECTIVE DATE.

Section One. Section 3.03 of the Code of the City of Long Grove, Iowa is amended by substituting the following language.

3.03 PENALTIES. A municipal infraction is punishable by the following civil penalties:

(Code of Iowa, Sec. 364.22[1])

1. Standard Civil Penalties.

- A. First offense- not to exceed \$750.00
- B. Each repeat offense- not to exceed \$1,000.00

Each day that a violation occurs or is permitted to exist constitutes a repeat offense.

2. Special Civil Penalties.

A. A municipal infraction arising from noncompliance with a pretreatment standard or requirement, referred to in 40 C.F.R. §403.8, by an industrial user is punishable by a penalty of not more than \$1,000.00 for each day a violation exists or continues.

B. A municipal infraction classified as an environmental violation is punishable by a penalty of not more than \$1,000.00 for each occurrence. However, an environmental violation is not subject to such penalty if all of the following conditions are satisfied:

- (1) The violation results solely from conducting an initial startup, cleaning, repairing, performing scheduled maintenance, testing, or conducting a shutdown of either equipment causing the violation or the equipment designed to reduce or eliminate the violation.

(2) The City is notified of the violation within twenty-four (24) hours from the time that the violation begins.

(3) The violation does not continue in existence for more than eight (8) hours.

3. Scheduled Civil Penalties.

Code Sec No.	Offense	First Offense	1st Repeat Offense	Each Additional Offense
Chapter 50.02: 1.-12.	Nuisances Enumerated	Written Warning	\$100.00	Fine Doubles, not to exceed \$750.00
Chapter 51.3	Junk and Junk Vehicles	Written Warning	\$100.00	Fine Doubles, not to exceed \$750.00
Chapter 52.1	Weeds and Grass	Written Warning	\$100.00	Fine Doubles, not to exceed \$750.00
Chapter 53: 3.-5.	Noise	Written Warning	\$100.00	Fine Doubles, not to exceed \$750.00
Chapter 55: 2.-15.	Animal Protection and Control	Written Warning	\$100.00	Fine Doubles, not to exceed \$750.00
Chapter 105.07	Littering Prohibited	Written Warning	\$100.00	Fine Doubles, not to exceed \$750.00
Chapter 145: 2.-3.	Dangerous Buildings	Written Warning	\$100.00	Fine Doubles, not to exceed \$750.00
Chapter 105.06	Separation of Yard Waste (Burning)	Written Warning	\$100.00	Fine Doubles, not to exceed \$750.00

Section Two. Repealer. All ordinances and resolutions, or parts of ordinances and resolutions, in conflict with this ordinance are hereby repealed.

Section Three. Effective date. This ordinance shall become effective _____.

Date of First Consideration _____
Date of Second Consideration _____
Date of Final Approval _____
Date of Publication _____

MAYOR:

ATTEST:

Michael Limberg

Rosina Boddicker, City Clerk