ORDINANCE NO.

AN ORDINANCE TO AMEND CHAPTER 3.62 SOLICITORS BY AMENDING SECTION 3.62.100 "PROHIBITED ACTS;

BE IT ORDAINED
BY THE CITY COUNCIL
OF THE
CITY OF COUNCIL BLUFFS, IOWA

3.62.100 Prohibited Acts

No Solicitor, or person making street sales, shall:

A. Shout, blow on a horn, ring a bell, or use any loudspeaker or amplifying system for the purpose of advertising or otherwise announcing his or her wares, or business activities, except as may be permissible under any other ordinance of the city of Council Bluffs, Iowa, or statute of the state of Iowa, and such acts shall be specifically prohibited after 9:00 p.m. and before 9:00 a.m. on any day of the week;

B. Have any right to any location in the public streets or ways or upon any public property, nor shall he/she be permitted to operate in any congested area where such operations might impede or inconvenience the public. The judgment of a police officer exercised in good faith shall be deemed conclusive as to whether the area is congested or the public inconvenienced;

C. Sell or offer to sell goods, wares, or merchandise on any of the city's public streets;

D. Enter upon any residential premises in the city where the owner, occupant, or person legally in charge of the premises has posted, at the entry to the premises or at the entry to the principal building on the premises, a sign bearing the words "No Peddlers," "No Solicitors," or words of similar import.

E. circulate, distribute, scatter or place any material on the city's public streets, alleys, sidewalks, public grounds and places, or on automobiles or other vehicles private or public and which may be parked on the city's public streets, alleys or parking lots or on any private lots within the city.

(Ord No. 6591, 11-13-2023)
(Ord. No. 6082, § 1, 6-14-2010)
(Ord. No. 5794, § 3, 2004)

SECTION 2. REPEALER. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 3. SEVERABILITY CLAUSE. If any of the provisions of this ordinance are for any reason declared illegal or void, then the lawful provisions of this ordinance which are severable from said unlawful provisions shall be and remain in full force and effect, the same as if the ordinance contained no illegal or void provisions.

SECTION 4. EFFECTIVE DATE. This ordinance shall be in full force and effect from and after its publication, as by law provided.

PASSED
AND April 1, 2024
APPROVED

_____
MATTHEW J. WALSH Mayor

Attest: _____
JODI QUAKENBUSH City Clerk

First Consideration: 3-25-24
Second Consideration: 4-1-24
Public Hearing: N/A
Third Consideration: