ORDINANCE NO. 6551

AN ORDINANCE TO AMEND TITLE 13, BUILDINGS AND CONSTRUCTION OF THE 2020 MUNICIPAL CODE OF COUNCIL BLUFFS, IOWA BY AMENDING AND REPEALING SEVERAL SECTIONS IN CHAPTER 13.10 "LICENSING OF THE MECHANICAL TRADE".

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

SECTION 1. That Title 13, Buildings and Construction of the 2020 Municipal Code of Council Bluffs, Iowa is amended by amending and repealing several sections in Chapter 13.10 "Licensing of the Mechanical Trade" to read as follows:

Chapter 13.10 - LICENSING OF THE MECHANICAL TRADE

13.10.010 Title
13.10.020 Purpose And Scope
13.10.110 License - Transfer Prohibited
13.10.150 Master's License Requirements
13.10.200 Advertising
13.10.210 Violation - Penalty

13.10.010 Title

This chapter shall be known as the Licensing of the Mechanical Trade, and may be so cited.

(Ord. 5781 § 3 (part), 2004)

13.10.020 Purpose And Scope

The purpose of this chapter is to provide for the licensing of the mechanical contractors performing mechanical work in Council Bluffs, Iowa, in order to protect public safety, health, and welfare. All mechanical licenses are issued through the state of Iowa.

(Ord. 5781 § 3 (part), 2004)

13.10.110 License - Transfer Prohibited

If any licensee should or should attempt to transfer his/her license or to allow or permit the same to be used, directly or indirectly, by any other person for any purpose whatsoever, the licensee shall be subject to the penalties as outlined in CBMC 13.10.210.

(Ord. 5781 § 3 (part), 2004)

13.10.150 Master's License Requirements

No company, partnership, firm, corporation, and/or association shall engage in business as a contractor doing mechanical work within the city of Council Bluffs, unless such company, firm, partnership, corporation, and/or association shall have obtained a Mechanical Master/Contractor License issued by the state of Iowa. All mechanical license holders shall be subject to the laws of the state of Iowa and the ordinances of the City of Council Bluffs.

(Ord. 5781 § 3 (part), 2004)

13.10.200 Advertising

Any mechanical master who advertises in a print medium distributed in Council Bluffs shall also include in the advertisement the mechanical master's license number.

(Ord. 5781 § 3 (part), 2004)

13.10.210 Violation - Penalty

Any person found guilty of a violation of the provisions of this chapter, shall upon conviction, be subject to the penalty provisions set forth in CBMC 8.02.020. Each day that a violation is allowed to continue shall constitute a separate and distinct violation. At the discretion of the city attorney, any violation of the provisions of this chapter may be pursued as a municipal infraction according to the terms of CBMC 1.95 in lieu of criminal prosecution.

(Ord. 5781 § 3 (part), 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 final passage and publication, as by law provided.

PASSED
AND March 13, 2023.
APPROVED

_____
MATTHEW J. WALSH Mayor

Attest: _____
JODI QUAKENBUSH City Clerk

First Consideration: 2-27-23
Second Consideration: 3-13-23
Public Hearing: N/A
Third Consideration: _____