ORDINANCE NO. 188 (2024/2025)
AN ORDINANCE TO AMEND CHAPTER 40: PUBLIC PEACE
subsection .03 – #2 NOISE

BE IT ORDAINED by the City Council of the City of Kelley, Iowa, that:

SECTION 1. The Code of Ordinances is amended by amending Chapter 40 entitled Public Peace, by revising Section 40.03 #2 Noise, the text of the revised section being set forth in Section 2 below.

SECTION 2. The text of the section shall be as follows:

40.03 DISORDERLY CONDUCT. No person shall do any of the following

2. Noise. Make loud and raucous noise (which includes, but is not limited to, voices, engine noise, car alarms, tools, and/or music) in the vicinity of any residences or public building which causes unreasonable distress to the occupants thereof from the hours of 10pm to 7am.

1st offense shall receive a written warning

2nd offense (within 60 days of 1st offense) shall incur a citation and fine of $50

3rd offense (within 90 days of 1st offense) shall incur a citation, a fine of $100, and be deemed an arrestable offense at the discretion of a police officer.

SECTION 3. REPEALER. All ordinances or parts thereof in conflict with the provisions of this Ordinance are hereby repealed.

SECTION 4. SEVERABILITY CLAUSE. If any section, provision, or other portion of this Ordinance is adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the Ordinance as a whole or the remaining sections or portions thereof which are not specifically adjudged invalid or unconstitutional.

SECTION 5. EFFECTIVE DATE. This Ordinance shall be in effect after its final reading, passage, approval, and publication as provided by law.

First Reading: _____

Second Reading: _____

Third Reading: _____

Publication Date: _____

Passed and approved by the Kelley City Council on this _____ day of _____, 2025.

ATTEST:

_____
Jackie Sapp, Mayor

_____
Jaeda Davies, City Clerk