

ORDINANCE NO. 1155

AN ORDINANCE AMENDING FAIRFIELD MUNICIPAL CODE CHAPTER 9.88 CONCERNING PENALTIES BY DELETION OF PRESENTLY EXISTING PENALTY PROVISIONS AND SUBSTITUTION OF NEW AND DIFFERENT CRIMINAL PENALTY PROVISIONS

BE IT ENACTED by the City Council of Fairfield, Iowa:

Section 1. Chapter 9 Section 88.010 of the Municipal Code is hereby repealed and a new and substituted Chapter adopted in lieu thereof, as follows:

**CHAPTER 9.88
PENALTIES**

9.88.010 General Penalty

9.88.010 GENERAL PENALTY

The doing of any act prohibited or declared to unlawful, an offense, or a misdemeanor by the City Code or any Ordinance or Code herein adopted by reference, or the omission or failure to perform any act or duty required by this City Code or any ordinance or Code herein adopted by reference is unless another penalty is specified, punishable in accordance with Iowa Code Section 903.1(1)(a).

9.88.020

Limitations as to Minors. Penalties concerning persons under eighteen years of age convicted of simple misdemeanors set forth above are subject to limitation of Iowa Code Chapter 903.1(3) limiting fines for minors so as not to exceed one hundred dollars, as may be fixed by court, or as may require the performance of community services, as ordered by the court.

Section 2. Severability Clause. If any section, provision or part of this Ordinance shall be adjudged to be invalid or unconstitutional, such adjudication shall not affect the validity of the Ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

Section 3. Effective Date. This Ordinance shall, after its final passage, approval and publication as provided or unconstitutional.

PASSED and APPROVED this 18th day of December, 2017.



Mayor, Ed Malloy

ATTEST:



Rebekah Loper, City Clerk

The foregoing Ordinance was adopted by the City Council of the City of Fairfield, Iowa, at its regular meeting held on the 18th day of December, 2017, upon appropriate notice, public hearings and required reading(s), having been duly moved by and seconded by the City Council.

	AYES	NAYS	ABSTAIN	ABSENT
Hamilton	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Revolinski	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Rasmussen	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Thompson	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Halley	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Floumoy	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Anderson	<u> </u>	<u> </u>	<u> </u>	<u> X </u>
