

ORDINANCE NO. _____

ORDINANCE AMENDING CHAPTER 9.08 ENTITLED "DISORDERLY CONDUCT" OF THE MUNICIPAL CODE OF DAVENPORT, IOWA BY REPEALING SECTIONS 9.08.050 AND 9.08.080 DUE TO A RECENT TREND IN FEDERAL COURT DECISIONS RESTRICTING THE CITY'S ABILITY TO REGULATE ACTIVITIES THAT INVOLVE PERSON-TO-PERSON DONATION REQUESTS.

BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF DAVENPORT, IOWA:

Section 1. That Section 9.08.050 of the Municipal Code of Davenport, Iowa be and the same is hereby repealed in its entirety and the section number is labeled "Reserved."

Section 2. That Section 9.08.080 of the Municipal Code of Davenport, Iowa be and the same is hereby repealed in its entirety and the section number is labeled "Reserved."

SEVERABILITY CLAUSE. If any of the provisions of this ordinance are for any reason illegal or void, then the lawful provisions of this ordinance, which are separable 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.

REPEALER. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed as are any motions or resolutions of council that purport to give authority to a council standing committee to make a determination as all such determinations shall henceforth be made by the city council.

EFFECTIVE DATE. This ordinance shall be in full force and effective after its final passage and publication as by law provided.

First Consideration _____

Second Consideration _____

Approved _____

Published in the *Quad City Times* on _____

Attest:

Mike Matson
Mayor

Brian Krup
Deputy City Clerk