

ORDINANCE 676

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF HAWARDEN, IOWA, 2011, BY AMENDING PROVISIONS PERTAINING TO ALL-TERRAIN VEHICLES

Be It Enacted by the City Council of the City of Hawarden, Iowa:

SECTION 1. SUBSECTIONS MODIFIED. Subsections 1 and 3 of Section 75.02 of the Code of Ordinances of the City of Hawarden, Iowa, 2011, are repealed and the following adopted in lieu thereof:

1. "All-terrain vehicle" or "ATV" means a motorized vehicle, with not less than three and not more than six non-highway tires, that is limited in engine displacement to less than one thousand (1,000) cubic centimeters and in total dry weight to less than one thousand two hundred (1,200) pounds and that has a seat or saddle designed to be straddled by the operator and handlebars for steering control.

(Code of Iowa, Sec. 321I.1)

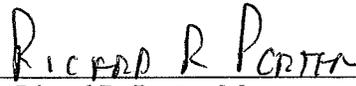
3. "Off-road utility vehicle" means a motorized vehicle, with not less than four and not more than eight non-highway tires or rubberized tracks, that is limited in engine displacement to less than one thousand five hundred (1,500) cubic centimeters and in total dry weight to not more than two thousand (2,000) pounds and that has a seat that is of bucket or bench design, not intended to be straddled by the operator, and a steering wheel or control levers for control. An operator of an off-road utility vehicle is also subject to the provisions of this chapter governing the operation of all-terrain vehicles.

(Code of Iowa, Sec. 321I.1)

SECTION 2. SEVERABILITY CLAUSE. If any section, provision or part of this ordinance shall be adjudged 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.

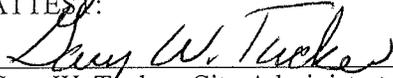
SECTION 3. WHEN EFFECTIVE. This ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

Passed by the Council on the 10th day of October, 2012, and approved this 10th day of October, 2012.



Ricard R. Porter, Mayor

ATTEST:



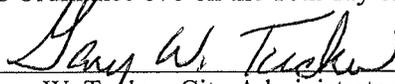
Gary W. Tucker, City Administrator/City Clerk

First Reading: September 12, 2012

Second Reading: September 26, 2012

Third Reading: October 10, 2012

I certify that the foregoing was published as Ordinance 676 on the 18th day of October, 2012.



Gary W. Tucker, City Administrator/City Clerk