

## INDEX

01. CHAPTER ONE - GOVERNMENT ORGANIZATION	1
ARTICLE 01 - JURISDICTION	1
1.0101 Over Persons and Property	1
1.0102 Defining City Limits	1
1.0103 Division of City into Precincts	1
1.0104 City Fines and Penalties Limited	1
ARTICLE 02 - GOVERNING BODY - CITY COUNCIL	2
1.0201 Regular Meetings	2
1.0202 Special Meetings	2
1.0203 Salaries	2
1.0204 Quorum	3
1.0205 Reconsidering or Rescinding Votes at Special Meeting	3
1.0206 Rules and Order of Business	3
ARTICLE 03 - ELECTIVE OFFICERS	3
1.0301 City Council - Who Constitutes	3
1.0302 Qualifications and Term of Office of Council Members	3
1.0303 Mayor - Qualifications - Term	4
1.0304 When President and Vice-President of a Council are Elected	4
1.0305 Vacancies on Council or in Office of Mayor - How Filled	4
1.0306 Absence or Disability of Mayor - Who to be Acting Mayor	5
1.0307 Mayor to Preside at Council Meetings - Voting Power of Mayor Preside at Council Meetings - Voting Power of Mayor	5
1.0308 Mayor May Remove Appointive Officers - Reasons for Removal to be Given	5
1.0309 Mayor to Perform Duties Prescribed by Law - Enforce Laws and Ordinances	5
1.0310 Inspection of Books, Records, and Papers of City by Mayor	5
1.0311 Ordinance or Resolution Signed or Vetoed by Mayor	6
1.0312 Message to Council	6
1.0313 Mayor Shall Call on Inhabitants to Aid in Enforcing Ordinances	6
1.0314 Police Chief and Police Officers Appointed by Mayor	6
1.0315 Mayor May Administer Oaths	6
1.0316 Ordinances and Resolutions Adopted in Council Cities-Mayor's Veto Power- Reconsideration After Veto	6
ARTICLE 04 - ELECTIVE OFFICERS OTHER THAN GOVERNING BODY	7
1.0401 Municipal Judge	7

1.0402 Report to Medora City Council	8
1.0403 Contents of Report	8
1.0404 Receipt to Accompany Report	8
1.0405 Duties of Municipal Judge	8
ARTICLE 05 - APPOINTIVE OFFICERS	8
1.0501 Appointive Officers in Council Cities - Appointment	9
1.0502 Term of Appointive Officers	9
1.0503 Officers Commissioned by Warrant - City Auditor to Receive Certificate of Appointment	9
1.0504 Removal	9
1.0505 General Duties of City Auditor	10
1.0506 General Duties of City Attorney	10
1.0507 General Duties of Other Appointive Officers	10
ARTICLE 06 - SPECIAL PROVISIONS REGARDING CITY OFFICERS	11
1.0601 Bonds of Municipal Officers and Employees	11
1.0602 Oaths of Municipal Officers	11
1.0603 Salaries of Officers Fixed by Ordinance - Diminution During Term Prohibited	11
1.0604 Salaries of City Officials and Appointive Officers	11
1.0605 Meals and Lodging - Amount Allowed	12
1.0606 Personal Interest in Contract by Public Officer	12
1.0607 Retiring Officer to Turn Over Books	12
1.0608 Administrative Policy and Procedure	13
1.0609 Obstructing a Public Official - Prohibited	13
1.0610 Consanguinity/Affinity	13
1.0611 Compensation and Leave Time	14
ARTICLE 07 - PURCHASING AND DISPOSITION OF PROPERTY	17
1.0701 Accounts Against City to be in Writing and Verified	17
1.0702 Further Verification May be Required	17
1.0703 Ordinance for Sale, Lease or Disposal of Property	17
ARTICLE 08 - MUNICIPAL ELECTIONS	18
1.0801 Elections in Council Cities - Polling Places - Polls Open - Notice - Judges, Clerk and Inspectors	18
1.0802 Designation of Polling Places for Municipal Elections	19
1.0803 Compensation of Inspectors, Judges and Clerks at Municipal Elections	19
1.0804 Reference to Party Ballot or Affiliation in Petition of Candidate for Municipal Office - Prohibited - Principles Stated	19

1.0805	Petition for Nomination of Elected Official in Municipalities - Signatures Required - Contents	20
1.0806	Ballots in Municipalities - Makeup	20
1.0807	Clerks Appointed to Fill Vacancies - Oath - Powers and Duties of Judges and Clerks of Municipal Elections	20
1.0808	County Ballots - Returns - Canvass of Returns by Governing Body of Municipality	21
1.0809	Municipal Elections to be Governed by Rules Applicable to County Elections Absent Voting	21
1.0810	City Auditor to Notify of Election or Appointments	21
1.0811	New Election Upon Failure to Elect	21
1.0812	Special Elections Conducted in Same Manner as General Elections	22
1.0813	Highest Number of Votes Elects in Municipal Election - Procedure on Tie Vote	22
1.0814	Voter Identification and Residency Requirements	22
	ARTICLE 09 - VOTER REGISTRATION	22
1.0901	Enactment	23
1.0902	City Elections - Registration Required	23
1.0903	Voter Residency	23
1.0904	Registration - Application for	23
1.0905	Registration - Inactive - Withdrawal	24
1.0906	Registration - Purging of	24
1.0907	Registration - Reactivation	24
1.0908	Review Board - Duties of	24
1.0909	Appeal Rights	25
1.0910	Registration Deadline	25
1.0911	Severability	25
1.0912	Penalty	25
	ARTICLE 10 - CITY LODGING TAX	26
1.1001	Lodging Tax	26
	ARTICLE 11 - SALES AND USE TAX	26
1.1101	Definitions	26
1.1102	Sales Tax Imposed	27
1.1103	Use Tax Imposed	28
1.1104	Exemptions	28
1.1105	Maximum Tax	28
1.1106	Collection and Administration	28
1.1107	Contract With State Tax Commissioner	29

1.1108 Officer Liability	29
1.1109 Dedication of Tax Proceeds	29
1.1110 Effective Date	29
1.1111 City Imposed Sales Tax	29
02. CHAPTER TWO - ORDINANCES	31
ARTICLE 01 - PROCEDURE	31
2.0101 Procedure in Passing Ordinances	31
2.0102 Yes and No Vote on Passage - When Required - Reconsideration or Rescinding Vote	31
2.0103 Ordinances Adopted - Mayor's Veto Power - Reconsideration After Veto	32
2.0104 Publication of Ordinances	32
2.0105 Effective Date of Ordinances	32
2.0106 Effect of Repeal	33
2.0107 Ordinance Book Required - Ordinance Book and Certified Copy of Ordinances as Evidence	33
2.0108 Enactment and Revisions of Ordinances	33
2.0109 Action for Violation of Ordinance in Corporate Name - Previous Prosecution - Recovery or Acquittal - No Defense	34
2.0110 Summons to Issue on Violation of Ordinance - When Warrant of Arrest to Issue	34
2.0111 Commitment of Guilty Person for Non-Payment of Fines or Costs	35
2.0112 Sentencing Alternatives - Suspension of Sentence or Imposition of Sentence	35
2.0113 Presumption of Regular Adoption, Enactment, or Amendment of Resolution or Ordinance	35
2.0114 Fines and Forfeitures for Violation of Ordinances Paid into Treasury	36
2.0115 General Penalties for Violation	36
03. CHAPTER THREE - PUBLIC PLACES AND PROPERTY	37
ARTICLE 01 - CONSTRUCTION AND REPAIR	37
3.0101 Construction and Repair - Permits	37
3.0102 Specifications	37
3.0103 Application for Permit	37
3.0104 Standards for Issuance of Permit	38
3.0105 Duty of Owner to Maintain - Sidewalks	38
3.0106 Sidewalks Built to Grade Specifications	39
3.0107 Materials and Manner of Construction	40
3.0108 City Contracts	40
ARTICLE 02 - USE AND CARE OF STREETS, SIDEWALKS, AND PUBLIC PLACES	42

3.0201	Obstructions	42
3.0202	Destruction of City Property - Prohibited	42
3.0203	Encroachments	42
3.0204	Wires	42
3.0205	Littering - Prohibited	43
3.0206	Burning	43
3.0207	Advertising and Distribution of Handbills, etc. - Penalty	43
3.0208	Heavy Vehicles	44
3.0209	Removal of Snow and Ice from Sidewalks	45
3.0210	Removal of Snow and Ice by City	45
3.0211	Removal of Snow and Ice from Sidewalk - Assessments by City Auditor When Work is Done by City	45
3.0212	Removal of Snow and Ice from Sidewalk - Assessments, Publication by Auditor, Hearing by City Commission	46
3.0213	Impounding	46
3.0214	Blocking Streets	47
3.0215	Excavations - Permit	47
3.0216	Excavations - Guarding Of	47
3.0217	Excavations - Application for Permit	47
3.0218	Excavations - Manner of	48
3.0219	Excavations - Restoration	48
3.0220	Excavations - Maintenance of Drawings of Subsurface Street Installations	49
3.0221	Excavations - Liability of City	49
ARTICLE 03 - HOUSE NUMBERING		49
3.0301	House Numbering Required	49
3.0302	Numbers on Houses	49
3.0303	Failure, Refusal, or Neglect of Owner to Comply with Article	50
ARTICLE 04 - PROCEDURE FOR VACATION OF STREETS AND ALLEYS		50
3.0401	Vacation of Streets and Alleys Where Sewers, Water Mains, Pipes, and Lines Located - Conditions	50
3.0402	Petition for Vacation of Streets, Alleys, or Public Grounds - Contents - Verification	50
3.0403	Petition Filed with City Auditor - Notice Published - Contents of Notice	51
3.0404	Hearing on Petition - Passage of Resolution Declaring Vacation by Governing Body	51
3.0405	Resolution to be Published, Filed, and Recorded - Effect	51

3.0406 Expenses for Vacating Streets, Alleys, and Public Ways - Deposit Required	52
3.0407 Aggrieved Person May Appeal to District Court	52
ARTICLE 05 - TREES AND SHRUBS	52
3.0501 Nuisances - Generally - Prevention of Dutch Elm Disease	52
3.0502 Nuisances - Generally - Permitting to Remain on Property, Abatement	53
3.0503 Tree Topping	53
04. CHAPTER FOUR - FIRE PROTECTION AND PREVENTION	55
ARTICLE 01 - ORGANIZATION AND REGULATION OF FIRE DEPARTMENT	55
4.0101 Establishment	55
4.0102 Supervision	55
4.0103 Volunteer Department	55
4.0104 Officers of Fire Department	55
4.0105 Chief of Fire Department - Powers of	56
4.0106 Duties and Powers of Fire Chief	56
4.0107 Duties - To Report Need for New Equipment - City Council Action	58
4.0108 Police Powers	58
4.0109 Unlawful to Hinder Fire Department	59
4.0110 Right of Way	59
4.0111 Driving Over Fire Hoses	59
4.0112 False Alarms	60
4.0113 Taking Fire Equipment for Private Use	60
4.0114 Entering Fire Department	60
4.0115 Service Outside Corporate Limits	61
4.0116 Following Fire Apparatus Prohibited	61
4.0117 Obedience to Police Officer or Fireman	61
ARTICLE 02 - FIRE LIMITS	62
4.0201 Fire Limits	62
ARTICLE 03 - FIRES IN PUBLIC PLACES	62
4.0301 Bonfires Prohibited - Exception	62
4.0302 Hot Ashes and Other Dangerous Materials - Depositing of	62
4.0303 Open Burning Prohibited	63
4.0304 Reports	63
ARTICLE 04 - FIREARMS, FIREWORKS, AND EXPLOSIVES	63
4.0401 Firearms Not to be Furnished to Minors	63
4.0402 Exploding Firearms	63
4.0403 Blank Cartridges, Etc. - Manufacture, Use, Sale of	64

4.0404	Fireworks Defined	64
4.0405	Fireworks - Discharging of, Sale of	64
05.	CHAPTER FIVE - POLICE DEPARTMENT	66
	ARTICLE 01 - ORGANIZATION AND REGULATIONS	66
5.0101	Establishment	66
5.0102	Additional Officers - Emergency	66
5.0103	Duties of Chief of Police	66
5.0104	Rules and Regulations	67
5.0105	Duties of Police - General	67
5.0106	Duties of Police - Hot Pursuit - Defined	67
5.0107	Duties of Police - Service of Process, Etc.	68
	ARTICLE 02 - POWERS AND DUTIES	68
5.0201	Stolen, Abandoned, Lost Property	68
5.0202	Traffic Administration	68
5.0203	Witness Fees and Mileage of Municipal Police Officers	69
5.0204	Additional Powers of Peace Officers	69
	ARTICLE 03 - MISCELLANEOUS	69
5.0301	False Alarms - Interference	70
5.0302	Obedience to Police Officer	70
5.0303	Right-of-Way	70
06.	CHAPTER SIX - ZONING	72
	ARTICLE 01 - INTRODUCTION - BOUNDARIES	72
6.0101	Purpose and Intent	72
6.0102	Interpretation and Application	73
6.0103	Severability	73
	ARTICLE 02 - GENERAL PROVISIONS	73
6.0201	Temporary Uses	73
6.0202	Set Backs and Side Yards	74
6.0203	Extra Territorial Zoning Jurisdiction	74
	ARTICLE 03 - HISTORICAL INTEGRITY DISTRICT	74
6.0301	Historical Integrity District	74
6.0302	Permitted Uses	74
6.0303	Residential Districts	75
	ARTICLE 04 - ADMINISTRATION AND ENFORCEMENT	75
6.0401	Zoning Commission	75
6.0402	Zoning Commission - Organization	76

6.0403 Zoning Commission - Procedure	76
6.0404 Term of Permit	76
6.0405 Appeal	76
ARTICLE 05 - DEVELOPMENT PERMIT	77
6.0501 Granting of Permit	77
6.0502 Exemptions	78
6.0503 Variances	78
6.0504 Construction Permit Procedures	79
6.0505 Plan Submission	79
6.0506 Construction Plan	79
6.0507 Notice of Public Hearing	81
6.0508 Approved Construction Permit	81
ARTICLE 06 - SIGNS	81
6.0601 Definitions	81
6.0602 General Conditions of Signs	84
6.0603 Permitted Signs	89
6.0604 Non-permitted signs	92
6.0605 Miscellaneous	93
ARTICLE 07 - MOBILE HOMES	94
6.0701 Mobile Homes	94
6.0702 Trailers and Recreational Vehicles	95
6.0703 Visitor's Permit	95
ARTICLE 08 - ANNEXATION AND PLATTING	96
6.0801 Annexed Property - Excluded Property	96
6.0802 Platting of Subdivisions	96
ARTICLE 09 - VIOLATIONS - PENALTIES	96
6.0901 Enforcement	96
6.0902 Penalty	97
ARTICLE 10 - DEVELOPMENT AGREEMENTS	97
6.1001 Purpose	97
6.1002 Development Standards and Provisions	97
6.1003 Sample Agreement	98
07. CHAPTER SEVEN - WATER AND SEWER	103
ARTICLE 01 - WATER SERVICE	103
7.0101 Users Consent to Regulations	103
7.0102 Regulations Governing Service	104
7.0103 Rates and Charges	104

7.0104 Rates and Charges - Liability For	104
7.0105 Restriction of Use of Water	105
7.0106 Liability of City for Failure or Increase in Pressure	105
7.0107 Unnecessary Wasting of City Water	105
7.0108 Service Lines - Construction and Maintenance Generally	106
7.0109 Number of Consumers Per Service Connection	106
7.0110 Turning on or Shutting off Supply	106
7.0111 Shutting off of Corporation Stop on Abandonment	106
7.0112 Fire Protection System - Construction of Services	106
7.0113 Same - Notice of Broken Seals	106
7.0114 Same - Use of Fire Hydrants Generally	106
7.0115 Liability of City for Failure or Increase in Pressure	107
7.0118 Access of Employees of Waterworks to Premises Supplied With Water	107
7.0119 Determination of Emergency, Notice, Restrictions and Prohibited Uses	107
7.0120 Installation Required for Tapping of Water Main	108
7.0121 Furnishing, Installation, Testing and Repair - Generally	108
7.0122 Same - Refusing or Neglecting to Comply After Notice	108
7.0123 Placement	108
7.0124 Removal	108
7.0125 Reserved	108
7.0126 Protection from Damage	108
7.0127 Water Service - Branch Service - When	108
7.0128 Water Service - Meter	108
7.0129 Water and Sewer Rates and Charges	109
7.0130 Rates and Charges, Liability Use	109
7.0131 Duty of Police	109
ARTICLE 02 - REGULATION OF SEWER USE	109
7.0201 Wastewater Department Generally	109
7.0202 Application for Permit to Connect with Wastewater System	109
7.0203 Installation and Repair of Service Pipes, Wyes, Connections, Etc.	110
7.0204 Plans, Specifications, Etc for Connections	110
7.0205 Depositing, Draining, Etc., Harmful Materials into Sanitary Sewers	110
7.0206 Use of Public Sewers Required	110
7.0208 When Private Sewage Disposal Permitted	111
7.0209 Use of Public Sewers	111
7.0210 Damage to Sewer Works Prohibited	114
ARTICLE 03 - SEWER SURCHARGE	114
7.0301 Determination	115

ARTICLE 04 - UTILITIES CHARGES - COLLECTION	115
7.0401 Connection Fees	115
7.0402 Delinquencies	115
7.0403 Charges Constitute Lien on Premises	115
ARTICLE 05 - WELLS	115
7.0501 Reporting Existence to City	115
7.0502 Permits for Construction	116
7.0503 Connection to Service Lines Connected to Municipal Water System	116
7.0504 Connection to Municipal Service	116
ARTICLE 06 - LICENSES AND BONDING	
7.0600 Plumbers and Water and Sewer Installers Licensure Required	116
7.0601 Excavating License Required - Application	116
7.0602 Same - Approval of Application; Bond Required of Applicant	117
7.0603 Same - Issuance; Fee; Term; Renewal	117
ARTICLE 07 - CONTRACT TO PURCHASE WATER	117
7.0701 Authority to Purchase Water	117
7.0702 Forty Year Contract	117
7.0703 Contract Provisions	117
7.0704 Ordinances in Conflict	118
7.0705 Effective Date	118
08. CHAPTER EIGHT - BUSINESS REGULATIONS AND LICENSES	119
ARTICLE 01 - GENERAL PROVISIONS	119
8.0101 Licenses - Applicability of Article	119
8.0102 Licenses - Application	119
8.0103 Licenses - Granting	119
8.0104 Licenses - Term	120
8.0105 Licenses - Not Transferable	120
8.0106 Licenses - Revocation	121
8.0107 Licenses - Posting of	122
8.0108 Licenses - Short Term	122
8.0109 Licenses - Enforcement	122
8.0110 Licenses - Obligations to the City	123
8.0111 Fertilizer Regulation	123
8.0112 Cottage Food Production and Sales	123
ARTICLE 02 - TRANSIENT MERCHANTS	123
8.0201 Definitions	123

8.0202 License Required	124
8.0203 License Fee	125
8.0204 License - Application for	125
8.0205 Bond	130
8.0206 Service of Process	131
8.0207 Exhibiting License	132
8.0208 Transfer	133
8.0209 Enforcement and Penalty	134
8.0210 Revocation	134
8.0211 Expiration of License	135
ARTICLE 03 - Door to Door Sales and Solicitation	136
8.0301 Declaration of Purpose and Intent	136
8.0302 Definitions	136
8.0303 License - Permit Required	137
8.0304 Door to Door Sales-Application	138
8.0305 Insurance of Permits and Terms Thereof	140
8.0306 Revocation of Permits	140
8.0307 Solicitations Practices	141
8.0308 Repeal of Ordinances in Conflict	142
8.0309 Severability	142
ARTICLE 04-RUNNERS, SOLICITORS AND CANVASSERS	142
8.0401 Definitions	142
8.0402 Exceptions	143
8.0403 License Required	143
8.0404 License - Application for	143
8.0405 Fees	144
8.0406 Exhibition of License	144
8.0407 Transfer	145
8.0408 Use of Streets	145
8.0409 Enforcement	145
8.0410 Revocation	145
ARTICLE 05 - FLEA MARKETS - RODEOS - CRAFT FAIRS - CIRCUSES, ETC.	146
8.0501 Permits Required	146
ARTICLE 06 - OUTSIDE DISPLAY OF MERCHANDISE	147
8.0601 Regulation	147
ARTICLE 07 - ALCOHOLIC BEVERAGES	147

8.0701	Definitions	147
8.0702	Exceptions	149
8.0703	License Required	150
8.0704	Licenses - Class of - Fee	150
8.0705	Licenses - Limit of Number	150
8.0706	Licenses - Term of	151
8.0707	License - Qualifications for	151
8.0708	Application for Liquor License	153
8.0709	License - Applicant Fitness	156
8.0710	License - Location of	156
8.0711	License - Granting	157
8.0712	License and Posting of	157
8.0713	License - Transfer of or Change of Location	158
8.0714	License Fees - Disposition of	158
8.0715	Hours and Time of Sale - Penalty	158
8.0716	Licensee's Responsibility	159
8.0717	Gambling Prohibited - Exceptions	160
8.0718	Sales Prohibited - Persons	161
8.0719	Minors on Licensed Premises	161
8.0720	Age Identification	162
8.0721	Street Sales Prohibited	162
8.0722	Equipment of Premises	162
8.0723	Purchase from Licensed Wholesaler	163
8.0724	Toilets Required	163
8.0725	Deliveries - Off Licensed Premises - Service	163
8.0726	Termination, Suspension, or Revocation of License	164
8.0727	Special Event Alcoholic Beverage Permit	166
ARTICLE 08 - GAMES OF CHANCE		168
8.0801	Definitions	168
8.0802	Organizations Eligible Under this Ordinance - Use of Proceeds	168
8.0803	City Council Approval Required	168
8.0804	Persons Permitted to Conduct Games of Chance - Premises - Equipment- Expenses - Compensation	169
8.0805	Bingo Games - Method of Play	170
8.0806	Punchboards and Jars - Sale of Chances	171
8.0807	Statement of Receipts - Expenses	172

8.0808 Examination of Books and Records	173
8.0809 Form and Display of License	174
8.0810 When Playing or Conducting Games of Chance Lawful	174
8.0811 Local License - Application	174
8.0812 Local License - Method of Granting	176
8.0813 Local License - Form and Contents	176
8.0814 Local License - Suspension or Revocation	177
8.0815 Local License - Site Approval	177
8.0816 License for Blackjack Dealer or Blackjack Pit Boss	178
8.0817 Local License - Miscellaneous Provisions	179
8.0818 Penalty for Violation of Ordinance - Forfeiture of Authorization - Ineligibility for Two Years	181
09. CHAPTER NINE - TRAFFIC	182
ARTICLE 01 - LAWS AND REGULATIONS	182
ARTICLE 02 - TRAFFIC ADMINISTRATION	182
9.0201 Duty of Police Department	182
ARTICLE 03 - TRAFFIC CONTROL DEVICES	182
9.0301 Authority to Install Traffic Control Devices	182
ARTICLE 04 - CRIMINAL TRAFFIC VIOLATIONS	183
9.0401 Rules for Operation of Snowmobiles	183
ARTICLE 05 - SEVERABILITY CLAUSE	187
ARTICLE 06 - PENALTIES	188
10. CHAPTER TEN - ANIMALS AND FOWL	189
ARTICLE 01 - GENERAL REGULATIONS	189
10.0101 Cruelty - Penalty	189
10.0102 Dangerous Animals	190
10.0103 Permit - When Issued	190
10.0104 Killing Dangerous Animals	190
10.0105 Diseased Animals	190
10.0106 Housing	191
10.0107 Running of Cattle	191
10.0108 Noises	191
10.0109 Animal Rides	192
10.0110 Penalty	192
ARTICLE 02 - DOGS AND CATS	192
10.0201 License Required - Kennel License Fee	192

10.0202 License Fee and Issuance of Tags - Record	193
10.0203 License Fee and Issuance of Tags - When Due and Payable	194
10.0204 Dog or Cat Running at Large Prohibited	194
10.0205 Disposition of Unlawful Dogs or Cats	194
10.0206 Disposition of Unclaimed Dogs or Cats	194
10.0207 Return to Owner if Known	195
10.0208 When Animal is Public Nuisance	195
10.0209 Owner or Keeper of Animals as Maintaining Nuisance	196
10.0210 Citation to Animal Owner - Disposition	196
10.0211 Disposition of Animal Waste	197
10.0212 Disposition of Dead Animals	197
10.0213 Penalty	197
ARTICLE 03 - TRAP-NEUTER-RETURN	198
10.0301 Definitions	198
10.0302 Community Cat Initiative	199
ARTICLE 04 - KEEPING OF LIVESTOCK	200
10.0401 When Prohibited	200
11. CHAPTER ELEVEN - PUBLIC NUISANCES	202
ARTICLE 01 - SANITARY NUISANCES	202
11.0101 Residence - When Sewer and Water Required	202
11.0102 Outhouses - Cesspools - A Nuisance	202
11.0103 Outhouses - Cesspools - Offensive Odors	202
11.0104 Outhouses - Cesspools - Cleaning of	203
11.0105 Dead Animals	203
11.0106 Water Pools - Putrid Substances	203
11.0107 Dirt, Filth, etc. on Streets and Property	204
11.0108 Stables, Barns, Sheds	204
11.0109 Solid Waste Disposal	204
11.0110 Penalty for Violation of Article	205
ARTICLE 02 - SMOKE - GASES	205
11.0201 Smoke, Dust, Ashes, Gases, Cinders - Prohibited	2025
ARTICLE 03 - RADIO INTERFERENCE AND NOISE CONTROL	205
11.0301 Radio Interference Prohibited	205
11.0302 Noise Levels - Zoning Districts	206
11.0303 Exemptions	206
11.0304 Application for Special Permit	207

11.0305 Penalty for Violation of Article	208
11.0306 Additional Remedy	208
ARTICLE 04 - AUTOMOBILES - PERSONAL PROPERTY - NUISANCE	208
11.0401 Definitions	208
11.0402 Certain Practices Declared Nuisances	209
11.0403 Liability of Owners, Occupants, Lessees, etc., Generally	211
11.0404 Removal of Junked Automobile from Private Property by Police Department	211
11.0405 Abatement Required by Owners	211
11.0406 Abatement Required - Penalty for Failure	211
11.0407 Removal and Impoundment by City	212
11.0408 Removal and Impoundment - When Sold	212
11.0409 Removal and Impoundment Proceeds	213
ARTICLE 05 - NOXIOUS WEEDS	213
11.0501 Definitions	213
11.0502 Weeds Prohibited	213
11.0503 Notice to Destroy	214
11.0504 Action Upon Non-Compliance	214
11.0505 Cost Assessed to Property	214
ARTICLE 06 - RESTRICTIONS ON ADULT ENTERTAINMENT CENTERS OR ESTABLISHMENTS	215
11.0601 Establishment and Maintenance	215
11.0602 Licenses Generally	217
11.0603 Severability	218
11.0604 Violation	218
12. CHAPTER TWELVE - OFFENSES	219
ARTICLE 01 - IN GENERAL	219
13. CHAPTER THIRTEEN - FRANCHISE	222
ARTICLE 01 - GRANT OF FRANCHISES	222
13.0101 Power to Grant	222
13.0102 Compliance with Applicable Laws and Ordinances	222
13.0103 Indemnification	222
13.0104 Liability Insurance	223
13.0105 Term and Regulations	223
13.0106 Standards	223
13.0107 Grant of Authority - Exclusiveness	224
13.0108 Conditions Upon Street Occupancy	224
13.0109 Warranting by City of Authority to Use Streets	226

13.0110 Approval of Transfer of System	226
13.0111 Access to Plans, etc.; Filing of Rules and Regulations; Inspection of Records	226
13.0112 Promulgation of Rules and Regulations by Company	227
13.0113 Penalty	227
13.0114 Application Generally; Final Approval of Application	228
13.0115 Application Fee	229
13.0116 Bonds and Commitments	229
13.0117 Submission of Extension Policy; Extensions Made Under Franchise	230
13.0118 Payment to City for Privilege; Method of Computation of Payment to City	231
13.0119 Term	231
13.0120 Rights of City in Franchise	232
13.0121 Standards Generally	233
13.0122 Notice of Interruption for Repairs	233
13.0123 Preferential or Discriminatory Practices	234
13.0124 Rates Generally	234
ARTICLE 02 - ROUGHRIDER ELECTRIC COOPERATIVE FRANCHISE AGREEMENT	234
13.0201 Roughrider Electric Coop Franchise Agreement	234
14. CHAPTER FOURTEEN - BUILDING CODE	241
ARTICLE 01 - GENERAL BUILDING CODE	241
14.0101 Adoption of Code	241
14.0102 Clarification of Code	241
14.0103 Penalties	242
15. CHAPTER FIFTEEN - ELECTRICAL CODE	243
ARTICLE 01 - ADOPTION OF ELECTRICAL CODE	243
15.0101 Electrical Code Adopted	243
ARTICLE 02 - PENALTIES	243
15.0201 Penalty for Violation	243
16. CHAPTER SIXTEEN - DISASTER EMERGENCY SERVICES	244
ARTICLE 01 – CREATION OF THE POSITION OF CITY COORDINATOR FOR DISASTER EMERGENCY SERVICES	244
17. CHAPTER SEVENTEEN - FLOOD PLAIN	245
ARTICLE 01 – GENERAL	245
17.0101 Statutory Authorization	245
17.0102 Findings of Fact	245
17.0103 Statement of Purpose	245
17-0104 Methods of Reducing Flood Losses	246

ARTICLE 02 – DEFINITIONS	247
17.0201 Interpretation of Words	247
ARTICLE 03 - GENERAL PROVISIONS	251
17.0301 Lands to Which This Ordinance Applies	251
17.0302 Basis for Establishing the Areas of Special Flood Hazard	251
17.0303 Compliance	251
17-0304 Greater Restrictions	251
17.0305 Interpretation	251
17-0306. Warning and Disclaimer of Liability	252
ARTICLE 04 – ADMINISTRATION	252
17.0401 Establishment of Development Permit	252
17.0402 Designation of the Auditor	253
17.0403 Duties and Responsibilities of the City Auditor	253
17.0404 Variance Procedure	255
ARTICLE 05 - PROVISIONS FOR FLOOD HAZARD REDUCTION	258
17.0501 General Standards	258
17.0502 Specific Standards	260
ARTICLE 06 - PENALTIES FOR VIOLATIONS	261
18. CHAPTER EIGHTEEN - HOME RULE CHARTER	262
ARTICLE 01 - INCORPORATION	262
ARTICLE 02 - GOVERNING BODY TO EXERCISE POWERS	262
ARTICLE 03 - POWERS OF CITY	262
ARTICLE 04 - BOUNDARIES	263
ARTICLE 05 - SEPARABILITY CLAUSE	263
ARTICLE 06 - PLENARY AND IMPLIED POWERS OF THE GOVERNING BODY	263
ARTICLE 07 - SUCCESSION IN GOVERNMENT	264
Section 1 - Rights of Officers and Employees Preserved	264
Section 2 - Continuance of Present Officers	264
Section 3 - Continuance of Present Offices, Departments, or Agencies	264
Section 4 - Continuance of Appointive Boards, Authorities, and Commissions	265
Section 5 - Continuance of Contracts	265
Section 6 - Pending Actions and Proceedings	265
Section 7 - Ordinances and Statutes to Remain in force	265
Section 8 - Inauguration of Government Under This Charter	265
ARTICLE 08 - INITIATIVE AND REFERENDUM	266
ARTICLE 09 - REFERENDUM BY GOVERNING BODY	267

ARTICLE 10 - REPEAL OF ORDINANCES	267
ARTICLE 11 - METHOD OF AMENDMENT AND REPEAL	267

