ORDINANCE NO. 542

AN ORDINANCE AMENDING CHAPTER 151 OF THE CODE OF ORDINANCES OF THE CITY OF ACKLEY, IOWA BY AMENDING SECTION 151.02 PERTAINING TO TREES

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

SECTION 1. Purpose. The purpose of this ordinance is to amend Chapter 151 of the Ackley Municipal Code.

SECTION 2. Subsection 151.02 is hereby amended by striking the subsection in its entirety and replacing with:

151.02 PLANTING. It is unlawful for any person, firm, or corporation to plant or cause to be planted any tree, shrub, or other planting, excluding grasses, within the right-of-way of any public street with the exception of the Ackley Tree Board, and only upon written approval by the City Council.

1. In instances where no sidewalk and/or curb exist to define the public right-of-way, the Public Works Supervisor and the City utilities shall estimate the line(s) where such curb or sidewalk would lie if such curb or sidewalk were to be constructed.

SECTION 3. Repealer Clause. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 4. Severability Clause. If any section, provision, or part of this ordinance shall be adjudged to be invalid or unconstitutional by a court of competent jurisdiction, 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 5. Effective Date. This ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

Passed and approved by the City Council of the City of Ackley, Iowa on this 10th day of December, 2025.

_____
Michael Nuss, Mayor of City of Ackley

ATTEST:

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Malena Dennis, City Clerk of City of Ackley

I certify that the foregoing will be published as Ordinance No. 542 on the 17th day of December, 2025.

_____
Malena Dennis, City Clerk

1st Reading: 12/10/25
2nd Reading: Waived 12/10/25
3rd Reading: Waived 12/10/25