



# MEMO

## Legal Department

**To:** Mayor Campbell and Members of the City Council

**From:** Judy K. Parks, City Attorney

**Date:** March 11, 2016

**Subject:** Proposed ordinance repealing Section 23.308(2)(c)

While I was doing work recently, I happened to be reviewing Section 23.308 of the Ames Municipal Code. In subsection (2)(c), there was a reference to Iowa Code Section 254.15, which I then wished to read. However, I discovered that all of Iowa Code Chapter 254 was reserved. That meant this Iowa Code reference in the Municipal Code was no longer correct.

Through further research, I ascertained which Iowa Code section should have been referenced in the Ames Municipal Code. It should have been a reference to Iowa Code Section 354.15.

This proposed ordinance is meant to correct that error. I would ask for your favorable consideration of it by passage on first reading, and subsequent passage at later meetings so it may be enacted.

**ORDINANCE NO.**

**AN ORDINANCE TO AMEND THE MUNICIPAL CODE OF THE CITY OF AMES, IOWA, BY REPEALING SECTION 23.308(2)(c) AND ENACTING A NEW SECTION 23.308(2)(c) THEREOF, FOR THE PURPOSE OF CORRECTING A REFERENCE TO AN IOWA CODE SECTION; REPEALING ANY AND ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT TO THE EXTENT OF SUCH CONFLICT; AND ESTABLISHING AN EFFECTIVE DATE.**

**BE IT ENACTED**, by the City Council for the City of Ames, Iowa, that:

Section One. The Municipal Code of the City of Ames, Iowa shall be and the same is hereby amended by repealing Section 23.308(2)(c) and enacting a new Section 23.308(2)(c) as follows:

**“Sec. 23.308. REVIEW PROCEDURES FOR PLATS OF SURVEY.**

...

- (2) Applicability:  
(c) Auditor’s plats as provided in Code of Iowa Section 354.15.”

...

Section Two. All ordinances, or parts of ordinances, in conflict herewith are hereby repealed to the extent of such conflict, if any.

Section Three. This ordinance shall be in full force and effect from and after its passage and publication as required by law.

Passed this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
Diane R. Voss, City Clerk

\_\_\_\_\_  
Ann H. Campbell, Mayor