

CHAPTER 41

PUBLIC HEALTH AND SAFETY

41.01 Distributing Dangerous Substances	41.06 Abandoned or Unattended Refrigerators
41.02 False Reports to or Communications with Public Safety Entities	41.07 Antenna and Radio Wires
41.03 Refusing to Assist Officer	41.08 Discharging Weapons
41.04 Harassment of Public Officers and Employees	41.09 Throwing and Shooting
41.05 Interference with Official Acts	41.10 Urinating and Defecating
	41.11 Fireworks

41.01 DISTRIBUTING DANGEROUS SUBSTANCES. No person shall distribute samples of any drugs or medicine, or any corrosive, caustic, poisonous or other injurious substance unless the person delivers such into the hands of a competent person, or otherwise takes reasonable precautions that the substance will not be taken by children or animals from the place where the substance is deposited.

(Code of Iowa, Sec. 727.1)

41.02 FALSE REPORTS TO OR COMMUNICATIONS WITH PUBLIC SAFETY ENTITIES. No person shall do any of the following:

(Code of Iowa, Sec. 718.6)

1. Report or cause to be reported false information to a fire department, a law enforcement authority or other public safety entity, knowing that the information is false, or report the alleged occurrence of a criminal act knowing the act did not occur.
2. Telephone an emergency 911 communications center, knowing that he or she is not reporting an emergency or otherwise needing emergency information or assistance.
3. Knowingly provide false information to a law enforcement officer who enters the information on a citation.

41.03 REFUSING TO ASSIST OFFICER. Any person who is requested or ordered by any magistrate or peace officer to render the magistrate or officer assistance in making or attempting to make an arrest, or to prevent the commission of any criminal act, shall render assistance as required. No person shall unreasonably and without lawful cause, refuse or neglect to render assistance when so requested.

(Code of Iowa, Sec. 719.2)

41.04 HARASSMENT OF PUBLIC OFFICERS AND EMPLOYEES. No person shall willfully prevent or attempt to prevent any public officer or employee from performing the officer's or employee's duty.

(Code of Iowa, Sec. 718.4)

41.05 INTERFERENCE WITH OFFICIAL ACTS. No person shall knowingly resist or obstruct anyone known by the person to be a peace officer, emergency medical care provider or fire fighter, whether paid or volunteer, in the performance of any act which is within the scope of the lawful duty or authority of that officer, emergency medical care provider or fire fighter, or shall knowingly resist or obstruct the service or execution by any authorized person of any civil or criminal process or order of any court. The terms “resist” and “obstruct” as used in this section do not include verbal harassment unless the verbal harassment is accompanied by a present ability and apparent intention to execute a verbal threat physically.

(Code of Iowa, Sec. 719.1)

41.06 ABANDONED OR UNATTENDED REFRIGERATORS. No person shall abandon or otherwise leave unattended any refrigerator, ice box, or similar container, with doors that may become locked, outside of buildings and accessible to children, nor shall any person allow any such refrigerator, ice box, or similar container, to remain outside of buildings on premises in the person’s possession or control, abandoned or unattended and so accessible to children.

(Code of Iowa, Sec. 727.3)

41.07 ANTENNA AND RADIO WIRES. It is unlawful for a person to allow antenna wires, antenna supports, radio wires or television wires to exist over any street, alley, highway, sidewalk, public way, public ground or public building without written consent of the Council.

(Code of Iowa, Sec. 364.12 [2])

41.08 DISCHARGING WEAPONS.

1. It is unlawful for a person to discharge rifles, shotguns, revolvers, pistols, guns or other firearms of any kind within the City limits except by written consent of the Council.
2. No person shall intentionally discharge a firearm in a reckless manner.

41.09 THROWING AND SHOOTING. It is unlawful for a person to throw stones, bricks or missiles of any kind or to shoot arrows, rubber guns, slingshots, air rifles, BB guns or other dangerous instruments or toys on or into any street, alley, highway, sidewalk, public way, public ground or public building, without written consent of the Council.

(Code of Iowa, Sec. 364.12 [2])

41.10 URINATING AND DEFECATING. It is unlawful for any person to urinate or defecate onto any sidewalk, street, alley, or other public way, or onto any public or private building, including but not limited to the wall, floor, hallway, steps, stairway, doorway or window thereof, or onto any public or private land.

41.11 FIREWORKS IN ROBINS. (Ord. 1804, 7/16/18)

1. Definitions:
 - A. “Consumer Fireworks” means first-class consumer fireworks and second-class consumer fireworks as those terms are defined in subparagraphs (B) and (C) below.
 - B. “First-class Consumer Fireworks” means the following fireworks, as described in APA standard 87-1, Chapter 3:
 - (1) Aerial shell kits and reloadable tubes
 - (2) Chasers
 - (3) Helicopters and aerial spinners
 - (4) Firecrackers
 - (5) Mine and shell devices
 - (6) Missile-type rockets
 - (7) Roman Candles
 - (8) Sky Rockets and bottle rockets
 - (9) Multiple tube devices under this paragraph (3) that are manufactured in accordance with APA standard 87-1, Section 3.5.
 - C. “Second Class” consumer fireworks means the following consumer fireworks, as described in APA standard 87-1, chapter 3:
 - (1) Cone fountains
 - (2) Cylindrical fountains
 - (3) Flitter sparklers
 - (4) Ground and hand-held sparkling devices, including multiple tube ground and hand-held sparkling devices that are manufactured in accordance with APA standard 87-1, section 3.5
 - (5) Ground spinners
 - (6) Illuminating torches
 - (7) Toy smoke devices that are not classified as novelties pursuant to APA standard 87-1, section 3.2
 - (8) Wheels
 - (9) Wire or dipped sparklers that are not classified as novelties pursuant to APA standard 87-1, section 3.2
 - D. “Display Fireworks” means any explosive composition, or combination of explosive substances, or article prepared for the purpose of producing a visible or audible effect.
 - E. “Novelties” means all novelties enumerated in chapter 3 of the APA’s standard 87-1, and that comply with the labeling regulations promulgated by the United States consumer product safety commission. Novelties include party poppers, snappers, toy smoke devices, snakes and glow worms, and wire sparklers as defined in APA standard 87-1, section 3.2.
2. Possession and Use of Fireworks.
 1. It is unlawful for any person to possess, store, use, ignite or explode any fireworks not permitted by State law within the City Limits (Display Fireworks), unless that person is the holder of a valid permit or license therefore or an employee of such permittee or licensee.

2. It is unlawful for any person to use, ignite or explode any Consumer Fireworks except those items defined as a novelty in the American Pyrotechnics Association Standard 87-1 Chapter 3.2, within the City Limits except for on the following dates and times when it shall be lawful to use, ignite, or explode any fireworks permitted by State law (Consumer Fireworks):
 - A. July 4th from 12:00 p.m. until 11:00 p.m.
 - B. December 31st from 6:00 p.m. until 12:30 a.m. on January 1st.
3. Exceptions. Chapter 41.11 shall not apply to the use of blank cartridges for the show or theater, or for signal purposes in athletic sports or by railroads to trucks, for signal purposes, or by a recognized military organization. Nor shall this section apply to any substance or composition prepared and sold for medicinal or fumigation purposes.
4. Display Fireworks. The Council may, upon application in writing, grant a permit for the use and explosion of Display Fireworks within the City Limits of the City of Robins, Iowa by municipalities, fair associations, schools, and other organizations or groups of individuals when the use and explosion of such display fireworks will be handled by a competent operator, and when the applicant has provided proof of liability insurance in the amounts set forth below as shown.
 - A. Personal Injury: \$250,000.00 per person
 - B. Property Damage: \$50,000.00
 - C. Total Exposure: \$1,000,000.00
5. Violations. Violation of this section is a simple misdemeanor punishable by a fine of not less than two hundred fifty dollars (\$250.00).

41.12. DEER HUNTING (Ordinance No. 0705, 5/7/07)

Notwithstanding section 41.09 above, for the purpose of urban deer control, a person may hunt deer, during legal shooting hours during the state archery deer season and/or during any DNR sanctioned special metro area season, on any private property within the City of Robins provided:

1. The person has successfully completed the National Bow Hunter Education Course as prescribed by the Iowa Department of Natural Resources. Prior to hunting in Robins, the person must meet with the Robins Chief of Police for discussion of hunt related issues as the Chief sees fit and the person shall advise the Chief of the hunter's home address, a telephone number where the hunter can be reached, and the location of property that will be hunted. The person shall also

provide proof of completion of the National Bow Hunter's Education Course.

2. The person is a volunteer and deer hunting by compound, recurve, or longbow and arrow only, but not with a crossbow, except as allowed by state law for disabled persons.
3. The person has the written permission of the owner, lessee, or other person in control of the property.
4. The person is hunting only from within the confines of a tree stand a minimum of ten (10) feet above the ground and no closer than 200 feet from any residence or occupied structure or any established walkway, bikeway, trail, or park.
5. The person has in his/her possession a valid Iowa hunting license, habitat stamp, proper deer license and a signed landowner permission form and his/her Bow Hunter Education Course card.
6. The person complies at all times with any state hunting statutes and with any applicable Department of Natural Resources rules and regulations.