

BILL NO. 17-031

ORDINANCE NO. 4769

FIRST READING 12.19.2017

SECOND READING 01.02.2018

**AN ORDINANCE AMENDING CHAPTER 7, ARTICLE III, DIVISION 4, SECTION 246  
(d) OF THE CITY CODE RELATIVE TO THE USE, PRODUCTION, AND STORAGE  
OF METHAMPHETAMINE INSIDE STRUCTURES WITHIN THE CITY**

**WHEREAS**, Section 7-246 of the City Code defines methamphetamine residue beyond certain concentration levels within structures to constitute an unsafe contamination, and are thereby regulated by the building code, and

**WHEREAS**, city building codes governing unsafe contamination by methamphetamine apply to methamphetamine residue resulting for the use, production, or storage of chemicals used in its production, and

**WHEREAS**, the Ordinance is being amended where immediate closure of a structure is necessary and permissible if the production of methamphetamine has occurred within a structure, or storage of chemicals has occurred within a structure.

**NOW THEREFORE, BE IT ORDAINED**, by the City Council of the City of Hannibal, Missouri as follows:

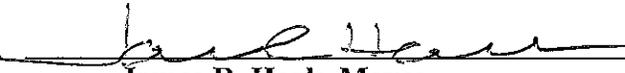
**SECTION ONE.** Chapter 7, Article III, Division 4, Section 246(d) of the Hannibal City Code is hereby amended to read as follows:

- (d) Closure and abatement orders upon report and investigation by law enforcement.
  - (1) When law enforcement reports to the department that a structure in the City of Hannibal has been used for the production of methamphetamine or as a storage facility for chemicals used in the manufacturing of methamphetamine, the department may order that structure closed pursuant to section 7-343 of the Property Maintenance Code of the City of Hannibal. The department shall rescind such an order if either law enforcement or a qualified company or contractor engaged by the structure's owner to perform sampling and testing under subsections (e), (f), and (g) below later reports that after testing and investigation, it has not found unsafe contamination in that structure.
  - (2) When law enforcement reports to the department that a structure in the City of Hannibal has been used for the production of methamphetamine or as a storage facility for chemicals used in the manufacturing of methamphetamine, and testing under Subsections (e) and (f) disclose the structure contains unsafe contamination as defined herein, the department shall order that structure closed pursuant to Section 7-343 of the Property Maintenance Code of the City of Hannibal.

**SECTION TWO.** That this Ordinance shall be in full force and effect from and after its adoption and approval.

Adopted this 2nd day of January, 2018.

Approved this 2nd day of January, 2018.

  
James R. Hark, Mayor

**ATTEST:**

  
Angelica N. Zerbonia, MRCC - City Clerk