

## CHAPTER 130: GENERAL PROVISIONS

### Section

- 130.01 Disorderly conduct
- 130.02 Curfew for minors
- 130.99 Penalty

### § 130.01 DISORDERLY CONDUCT.

(A) *Definition.* For the purpose of this section, the following definition shall apply unless the context clearly indicates or requires a different meaning.

***PUBLIC PLACE.*** Any street, alley, park, public building, any place of business or assembly open to or frequented by the public, and any other place which is open to the public view, or to which the public has access.

(B) *Acts prohibited.* No person shall do any of the following.

- (1) Commit an assault, or an assault and battery, on any person.
- (2) Be drunk in any public place or under the influence of any narcotic drug in any public place.
- (3) Engage in any indecent, insulting, immoral, or obscene conduct in any public place.
- (4) Reserved.
- (5) Fire, discharge, display, or possess any fireworks except for the type and under the conditions permitted by Chapter 39 of the Penal Code of the state.
- (6) Engage in peeping in the windows of an inhabited place.
- (7) Bathe in any body of water in a naked state in public, or with his or her person so much undressed that there shall be an indecent exposure of the body.
- (8) Make any immoral exhibition or indecent exposure of his or her person.
- (9) Sell, Offer for sale, give away, exhibit or publish or have in his or her possession for any such purpose any obscene, lewd, lascivious, indecent or immodest book, pamphlet, paper, picture, cast, statuary, image or representation or other article of an indecent or immoral nature, or any book, paper, print, circular or writing made up principally of pictures or stories of immodest deeds, lust, or crime, or exhibit any such article within the view of any passerby.
- (10) Willfully destroy, remove, damage, alter or in any manner deface any property not his or her own, or any public school building, or any public building, bridge, fire hydrant, alarm

box, street light, street sign, traffic control device, railroad sign or signal, parking meter, or shade tree belonging to the city or located in the public places of the city, or mark or post hand bills on, or in any manner mar the walls of, any public building, or fence, tree, or pole within the city, or destroy, take, or meddle with any property belonging to the city, or remove the same from the building or place where it may be kept, placed or stored, without proper authority; or disturb, tamper with, disconnect or damage any city water meter without proper authority.

(11) Engage in any disturbance, fight, or quarrel in a public place.

(12) Loiter on or play games on any street or sidewalk or in any park or public building or conduct himself in any public place so as to obstruct the free and uninterrupted passage of the public.

(13) Engage in any act of prostitution.

(14) Attend, frequent, operate or be an occupant or inmate of any place where prostitution, gambling, the illegal sale of intoxicating liquor or any other illegal or immoral business or occupation is permitted or conducted.

(15) Keep or maintain a gaming room, gaming table, or any gaming device used for gaming; or knowingly suffer a gaming room, gaming table, or any gaming device to be kept, maintained, played or sold on any premises occupied or controlled by him or her.

(16) Obstruct, resist, hinder, or oppose any member of the Police Department or any peace officer in the discharge of his or her duties as such.

(17) Disturb any school, meeting, or congregation lawfully assembled, whether religious, political, or otherwise.

(18) Prowl about any alley or the private premises of any other person in the nighttime, without authority or the permission of the owner of such premises.

(19) Wrongfully throw or propel any snowball, missile or object toward any person or automobile.

(20) Wrongfully throw or propel any snowball, missile or object from any moving automobile.

(21) Summon, as a joke or prank or otherwise without any good reason therefor, by telephone or otherwise, the Police or Fire Department or any public or private ambulance to go to any address where the service called for is not needed.

(Ord. 12, passed 8-17-67; Am. Ord. 173, passed 4-5-99)

## **§ 130.02 CURFEW FOR MINORS.**

(A) *Curfew hours.* It shall be unlawful for any minor under the age of 17 years to loiter,

wander, stroll, or play in or upon the public streets, highways, roads, alleys, parks, playgrounds, wharves, docks, or other public grounds, public places and public buildings, places of amusement and entertainment, vacant lots or other unsupervised places, between the hours of 11:00 p.m. and 6:00 a.m. immediately following; provided, however, that the provisions of this section shall not apply to a minor accompanied by his or her parent, guardian, or other adult person having the care and custody of the minor, or where the minor is upon an emergency errand or legitimate business directed by his or her parent, guardian, or other adult person having the care and custody of the minor.

(B) *Parental responsibility.* It shall be unlawful for the parent, guardian, or other adult person having the care and custody of a minor under the age of 17 years to permit or suffer such minor to loiter, idle, wander, stroll, or play in or upon the public streets, highways, roads, alleys, parks, playgrounds, wharves, docks, or other public grounds, public places, and public buildings, places of amusement and entertainment, vacant lots or other unsupervised places between the hours of 11:00 p.m. and 6:00 a.m. immediately following; provided, however, that the provisions of this section do not apply when the minor is accompanied by his or her parent, guardian or other adult person having the care and custody of the minor, or where the minor is upon an emergency errand or legitimate business directed by his or her parent, guardian, or other adult person having the care and custody of the minor.

(C) *Violations.* Any minor violating the provisions of this section shall be dealt with in accordance with Juvenile Court law and procedure. Any parent, guardian, or other adult person having the care and custody of a minor violating this section shall be subject to the penalty specified in § 130.99.

(Ord. 14, passed 8-17-67)

### **§ 130.99 PENALTY.**

Any person convicted of violations of this chapter shall be punished by a fine of not more than \$100 and costs of prosecution or be imprisoned for not more than 90 days or by both such fine and imprisonment.

(Ord. 12, passed 8-17-67; Am. Ord. 14, passed 8-17-67)