

ORDINANCE 1968-20

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF
ST. CHARLES, ILLINOIS, TO PROCLAIM THE EXISTENCE
OF CIVIL EMERGENCY, IMPOSE CURFEWS, AND REGULATE
THE CONDUCT OF CERTAIN BUSINESSES DURING CIVIL EMERGENCIES

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ST. CHARLES, ILLINOIS:

SECTION 1: Definitions:

- (a) A civil emergency is hereby defined to be:
- (1) A riot or unlawful assembly characterized by the use of actual force or violence or any threat to use force if accompanied by immediate power to execute by three or more persons acting together without authority of law; or
 - (2) Any natural disaster or manmade calamity, including flood, conflagration, cyclone, tornado, earthquake or explosion within the corporate limits of the City of St. Charles, resulting in the death or injury of persons or the destruction of property to such an extent that extraordinary measures must be taken to protect the public health, safety and welfare.
- (b) Curfew is hereby defined as a prohibition against any person or persons walking, running, loitering, standing or motoring upon any alley, street, highway, public property or vacant premises within the corporate limits of the City of St. Charles, excepting officials of any governmental unit and persons officially designated to duty with reference to said civil emergency.

SECTION 2: Whenever an emergency as defined in Section 1 of this ordinance, exists, the Mayor shall declare the existence by means of a written declaration setting forth the facts which constitute the emergency.

SECTION 3: After proclamation of a civil emergency by the Mayor, he may order a general curfew applicable to such geographical areas of the City or to the City as a whole, as he deems advisable, and applicable during such hours of the day or night as he deems necessary in the interest of the public safety and welfare.

SECTION 4: After the proclamation of a civil emergency, the Mayor of the City of St. Charles may also in the interest of public safety and welfare make any or all of the following executive orders:

- (a) Order the closing of all retail liquor stores, including taverns and private clubs or portions thereof wherein the consumption of intoxicating liquor and beer is permitted.
- (b) Order the discontinuance of the sale of alcoholic liquor by any wholesaler or retailer.
- (c) Order the discontinuance of selling, distributing, dispensing or giving away of any firearms or ammunition of any character whatsoever.
- (d) Order the discontinuance of selling, distributing or giving away gasoline or other liquid flammable or combustible products in any container other than a gasoline tank properly affixed to a motor vehicle.
- (e) Issue such other orders as are imminently necessary for the protection of life and property.

- SECTION 5: The proclamation herein authorized shall be effective for a period of forty-eight hours unless sooner terminated by a proclamation of the Mayor indicating that the civil emergency no longer exists. The Mayor shall have the power to reproclaim the existence of a civil emergency at the end of each forty-eight hour period during the time the said civil emergency exists.
- SECTION 6: Upon issuing the proclamation herein authorized, the Chief of Police shall notify the news media situated within the City of St. Charles, and shall cause three (3) copies of the proclamation declaring the existence of the emergency to be posted at the following places within the City of St. Charles: the Municipal Building, the Police Station and the Post Office.
- SECTION 7: Any person violating the provisions of this ordinance or Executive Order issued pursuant thereto shall be guilty of an offense against the City of St. Charles and shall be punishable by a fine not to exceed Five Hundred (\$500.00) Dollars.
- SECTION 8: If any part, article, section or subdivision of this ordinance shall be held unconstitutional or invalid for any reason, such holding shall not be construed to invalidate or impair the remainder of this ordinance which shall continue in full force and effect notwithstanding such holding.
- SECTION 9: That nothing contained in this ordinance shall be construed to impair the powers contained in the Municipal Code of the City of St. Charles, Illinois, giving powers to the police and fire departments, but shall be construed together with existing ordinances now in effect for the safety and welfare of the citizens of the City of St. Charles.
- SECTION 10: That this ordinance shall be in effect from and after its passage, approval and publication according to law.

Presented to the Council of the City of St. Charles, Illinois this 3rd day of June A.D. 1968.

Passed by the Council of the City of St. Charles, Illinois, this 3rd day of June A.D. 1968.

Approved by me as Mayor of the City of St. Charles, Illinois, this 13TH day of June, A.D. 1968.


MAYOR

ATTEST: 
CITY CLERK