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ORDINANCE NO. 1978-M-35

AN ORDINANCE AMENDING ORDINANCE NO. 1968-20 ENTITLED 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, KANE AND DUPAGE COUNTIES, ILLINOIS, AS FOLLOWS:

1. That Ordinance No. 1968-20 entitled 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 and is hereby amended, so that Section 1 and Section 5 thereof are deleted and the following substituted therefor:

Section 1: Definitions

- (a) A "civil emergency" which shall include a "state of emergency", as set forth in Chapter 24, Sec. 11-1-6, of the Illinois Revised Statutes, and a "local disaster emergency", as set forth in Chapter 127, Sec. 1113(a) of the Illinois Revised Statutes 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 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. However, the power to proclaim the existence of a local disaster emergency shall further have a maximum limitation of seven days, except by or with the consent of the City Council; and the declaration of a state of emergency shall expire not later than the adjournment of the first regular meeting of the corporate authorities after the state of emergency is declared.

2. That Section 1 and Section 5 of Ordinance No.

1968-20 of the Municipal Code of St. Charles, as hereinbefore and hereafter amended shall remain in full force and effect.

3, That this Ordinance shall be in full force and effect from and after its passage, approval and publication according to law.

PRESENTED To the City Council of the City of St. Charles, this 18th day of September, 1978.

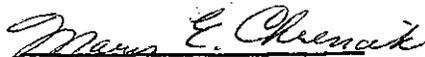
PASSED by the City Council of the City of St. Charles, this 18th day of September, 1978.

APPROVED by the Mayor of the City of St. Charles, Illinois, this 18th day of September, 1978.



MAYOR

ATTEST:


City Clerk

Council Vote; Unanimous

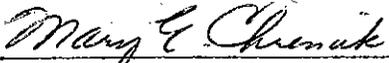
Aye: 9

Nay: 0

STATE OF ILLINOIS)
)
COUNTIES OF KANE AND DUPAGE) SS.
)
CITY OF ST. CHARLES)

This is to certify that the above and foregoing is a true and correct copy of Ordinance No. 1978-M-35 entitled An Ordinance Amending Ordinance No. 1968-20 Entitled 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. passed by the City Council of the City of St. Charles on the 18th day of September 19⁷⁸ A.D., as morefully appears from the records and files of said City in my custody.

Given under my hand and the official seal of said City of St. Charles, this 18th day of September 19⁷⁸ A.D.



Mary E. Chrencik, City Clerk