

City of St. Charles, Illinois

Ordinance No. 2015-M-17

**Motion to approve an Ordinance Amending Title 9,
Entitled "Public Peace Morals and Welfare", Chapter
9.20 "Disorderly Conduct" of the St. Charles Municipal
Code.**

**Adopted by the
City Council
of the
City of St. Charles
March 2, 2015**

**Published in pamphlet form by
authority of the City Council
of the City of St. Charles,
Kane and Du Page Counties,
Illinois, March 6, 2015**

Nancy Garrison

City Clerk



**City of St. Charles, Illinois
Ordinance No. 2015-M-17**

An Ordinance Amending Title 9, Entitled "Public Peace Morals and Welfare", Chapter 9.20 "Disorderly Conduct" of the St. Charles Municipal Code

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ST. CHARLES, KANE AND DU PAGE COUNTIES, ILLINOIS, AS FOLLOWS:

SECTION 1: That Title 9, "Public Peace, Morals and Welfare," Chapter 9.20 "Disorderly Conduct" of the St. Charles Municipal Code, be and is hereby amended by deleting this Chapter in its entirety and replacing the same and substituting the following therefore:

**CHAPTER 9.20
DISORDERLY CONDUCT⁵**

Sections:

- 9.20.010 Disorderly Conduct – Designated - Prohibited
- 9.20.020 Intoxication in Public Place Prohibited
- 9.30.030 Disturbing Lawful Assemblages Prohibited
- 9.20.040 Unlawful Assemblages

9.20.010 Disorderly Conduct – Designated - Prohibited

It is unlawful for any person to commit disorderly conduct. A person commits disorderly conduct when he knowingly:

- A. Does any act in such unreasonable manner as to alarm or disturb another and to provoke a breach of the peace; or
- B. With intent to annoy another, makes a telephone call, whether or not conversation thereby ensues; or
- C. Enters upon the property of another for a lewd or unlawful purpose; deliberately looks into a dwelling on the property through a window or opening.

(Ord. 1969-M-3 §1; prior code § 28.002)

9.20.020 Intoxication in Public Place Prohibited

It is unlawful for any person to be in an intoxicated condition and disorderly on or in any street, alley or other public place in the City. Any person violating the Section shall be punished by a fine of not less than two hundred fifty dollars (\$250.00) for their first offense nor more than seven hundred fifty dollars (\$750.00) for each subsequent offense.

(Ord. 2012-M-48 § 2; Ord. 2008-M-47 § 1: Prior code § 28.003)

Emergency Treatment (Exemptions to 9.20.020)

A person who appears to be intoxicated in a public place and who may be in danger to himself or others may be assisted to his home, a treatment facility or other health/public facility either directly by the police or through an intermediary person. Such person shall be detained for protective custody purposes only, and shall not be cited and/or arrested. Being intoxicated shall not be the sole basis for the offense of Public Intoxication (20 ILCS 301/25-15; 20 ILCS 301/55-15).

9.20.030 Disturbing Lawful Assemblages Prohibited

It is unlawful for any person to disturb any lawful assemblage or gathering in this city.
(Prior code § 28.009)

9.20.040 Unlawful Assemblages

It is unlawful to collect, gather, or be a member or any disorderly crowd, or any crowd gathering together for any unlawful purpose.
(Prior code § 28.014)

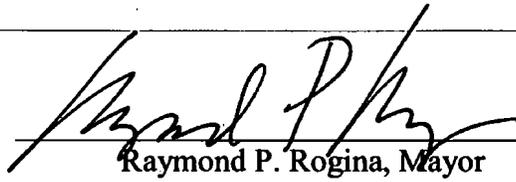
SECTION 2. That after the adoption and approval hereof, this Ordinance shall (i) be printed or published in book or pamphlet form, published by the authority of the Council, or (ii) within thirty (30) days after the adoption and approval hereof, be published in a newspaper published in and with a general circulation within the City of St. Charles.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage by a vote of the majority of the Corporate Authorities now holding office and approval in the manner provided by law.

PRESENTED to the City Council of the city of St. Charles, Illinois, this 2nd
day of March, 2015.

PASSED by the City Council of the city of St. Charles, Illinois, this 2nd
day of March, 2015.

APPROVED by the Mayor of the city of St. Charles, Illinois, this 2nd
day of March, 2015.


Raymond P. Rogina, Mayor

ATTEST:


City Clerk

COUNCIL VOTE:

Ayes : 10
Nays : 0
Absent : 0
Abstain : 0



State of Illinois)
)
) ss.
Counties of Kane and DuPage)

Certificate

I, NANCY GARRISON, certify that I am the duly elected and acting Municipal City Clerk of the City of St. Charles, Kane and DuPage Counties, Illinois.

I further certify that on March 2, 2015, the Corporate Authorities of such municipality passed and approved Ordinance No. 2015-M-17, entitled

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which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 2015-M-17, including the Ordinance and a cover sheet thereof was prepared, and a copy of such Ordinance was posted in the municipal building, commencing on March 6, 2015, and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the municipal clerk.

DATED at St. Charles, Illinois, this 2nd

day of March, 2015.



Nancy Garrison

Municipal Clerk