

ORDINANCE NO. 21

AN ORDINANCE RELATING TO MISDEMEANORS; DEFINING WHAT CONSTITUTES A MISDEMEANOR; AND PROVIDING PENALTIES THEREFOR.

SECTION 1. DEFINITIONS.

A. THE WORD "PERSON" AS USED IN THIS ORDINANCE SHALL MEAN AND INCLUDE EVERY PERSON, PERSONS, ASSOCIATION, FIRM, CO-PARTNERSHIP, OR CORPORATION.

B. THE WORD "MISDEMEANOR" WHENEVER USED IN THIS ORDINANCE SHALL BE CONSTRUED TO MEAN AND TO STAND IN LIEU OF THE WORDS "A VIOLATION OF THIS ORDINANCE".

SECTION 19. FAILURE TO KEEP WEEDS, HIGH GRASS AND BRUSH CUT AND REMOVED, A MISDEMEANOR - WHEN. ALL PERSONS OWNING OR OCCUPYING ANY LOT OR TRACT OF LAND IN THIS TOWN SHALL KEEP THE WEEDS, HIGH GRASS AND BRUSH GROWING ON SUCH PROPERTY CUT AND REMOVED. THEY SHALL LIKEWISE KEEP THE WEEDS, HIGH GRASS AND BRUSH GROWING ON THE STREET OR ALLEY IN FRONT OF AND ADJACENT TO SAID LOT OR TRACT OF LAND, OR GROWING ON OR ADJACENT TO THE SIDEWALK IN FRONT OR ALONGSIDE OF SAID LOT OR TRACT OF GROUND, CUT AND REMOVED. WHENEVER SUCH WEEDS, HIGH GRASS OR BRUSH SHALL ATTAIN A HEIGHT OF 12 INCHES IT SHALL CONSTITUTE A VIOLATION OF THIS SECTION AND SHALL BE DEEMED A MISDEMEANOR.

WHENEVER ANY PERSON IN THIS TOWN SHALL BE GUILTY OF A VIOLATION OF THIS SECTION, THE TOWN MARSHAL SHALL GIVE SUCH PERSON NOTICE TO CUT AND REMOVE SUCH WEEDS, HIGH GRASS OR BRUSH WITHIN FOUR (4) DAYS FROM THE DATE OF SERVICE OF SUCH NOTICE. AND SHOULD SUCH PERSON FAIL, REFUSE OR NEGLECT TO CUT AND REMOVE SUCH WEEDS, HIGH GRASS OR BRUSH WITHIN FOUR (4) DAYS FROM THE SERVICE OF THE NOTICE AFORESAID THE TOWN MARSHAL SHALL IMMEDIATELY CUT AND REMOVE OR CAUSE TO BE CUT AND REMOVED, SAID WEEDS, HIGH GRASS OR BRUSH AND SHALL CHARGE THE OWNER OR TENANT OF SUCH REAL ESTATE WITH THE EXPENSE INCURRED IN THE PERFORMANCE OF SUCH DUTY, AND SHOULD THE OWNER OR TENANT OF SUCH REAL ESTATE REFUSE OR NEGLECT TO PAY THE AMOUNT OF THE EXPENSE INCURRED BY SAID TOWN MARSHAL IN AND ABOUT THE PREMISES, THEN THE SAID OWNER OR TENANT SHALL BE DEEMED GUILTY OF A MISDEMEANOR AND FORFEIT AND PAY TO THE TOWN OF ARCADIA A SUM EQUAL TO THE AMOUNT OF SAID EXPENSE INCURRED BY THE TOWN MARSHAL, AS AFORESAID, TOGETHER WITH A SUM NOT EXCEEDING \$100.00, TO BE RECOVERED AS OTHER PENALTIES BEFORE THE CHAIRMAN OF THE BOARD OF TRUSTEES OR POLICE JUDGE.

SECTION 61. PENALTY. ANY PERSON CONVICTED OF A VIOLATION OF THIS ORDINANCE UNDER ANY PROVISIONS THEREIN WHERE NO SPECIFIC PUNISHMENT IS PRESCRIBED, SHALL, UPON CONVICTION, BE PUNISHED BY A FINE OF NOT LESS THAN \$1.00, NOR MORE THAN \$100.00, OR BY IMPRISONMENT IN THE TOWN WORKHOUSE NOT EXCEEDING 90 DAYS, OR BY BOTH SUCH FINE AND IMPRISONMENT.

SECTION 62. SEVERANCE CLAUSE. THAT IF ANY SECTION, SENTENCE, PHRASE OR CLAUSE OF THIS ORDINANCE SHALL BE HELD TO BE INVALID FOR ANY REASON BY A COURT OF COMPETENT JURISDICTION, THE INVALIDITY OF SUCH SECTION, SENTENCE, PHRASE OR CLAUSE SHALL NOT IMPAIR THE VALIDITY OF THE REMAINING SECTIONS, SENTENCE, PHRASES OR CLAUSES OF THIS ORDINANCE; THE BOARD OF TRUSTEES HEREBY DECLARES THAT IT WOULD HAVE PASSED THE REMAINING PORTIONS OF THIS ORDINANCE HAD IT KNOWN THAT SUCH SECTION, SENTENCE, PHRASE OR CLAUSE WOULD BE HELD INVALID.

SECTION 63. REPEAL OF CONFLICTING ORDINANCES. THAT ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH, SHALL BE, AND THE SAME ARE HEREBY REPEALED; AND THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT FROM AND AFTER ITS PASSAGE AND APPROVAL, AS PROVIDED BY LAW.

ORDINANCE No. 21, READ, PASSED AND APPROVED THIS 26TH DAY OF NOVEMBER, 1956.

/s/ JOHN H. MARTENS
CHAIRMAN, BOARD OF TRUSTEES

ATTEST:

/s/ FLORENCE BLOOD
TOWN CLERK

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SECTION 1. DEFINITIONS.

A. THE WORD "PERSON" AS USED IN THIS ORDINANCE SHALL MEAN AND INCLUDE EVERY PERSON, PERSONS, ASSOCIATION, FIRM, CO-PARTNERSHIP, OR CORPORATION.

B. THE WORD "MISDEMEANOR" WHENEVER USED IN THIS ORDINANCE SHALL BE CONSTRUED TO MEAN AND TO STAND IN LIEU OF THE WORDS "A VIOLATION OF THIS ORDINANCE".

SECTION 2. QUARRELING OR FIGHTING IN PUBLIC, A MISDEMEANOR. IF TWO OR MORE PERSONS SHALL, IN ANY PUBLIC PLACE WITHIN THE TOWN OF ARCADIA, VOLUNTARILY OR BY AGREEMENT ENGAGE IN ANY FIGHT, OR USE ANY BLOWS OR VIOLENCE TOWARD EACH OTHER, IN ANY ANGRY OR QUARRELSONE MANNER, OR DO EACH OTHER ANY WILFUL MISCHIEF, OR IF ANY PERSON SHALL ASSAULT ANOTHER AND STRIKE HIM, IN ANY PUBLIC PLACE WITHIN THE TOWN OF ARCADIA, TO THE TERROR OR DISTURBANCE OF OTHERS, THE PERSON OR PERSONS SO OFFENDING SHALL BE DEEMED GUILTY OF A MISDEMEANOR.

SECTION 3. ASSEMBLE WITH INTENT TO COMMIT UNLAWFUL ACTS A MISDEMEANOR. IF TWO OR MORE PERSONS SHALL ASSEMBLE TOGETHER, WITHIN THE CORPORATE LIMITS OF THE TOWN OF ARCADIA, WITH THE INTENT, OR BEING ASSEMBLED SHALL AGREE MUTUALLY TO ASSIST ONE ANOTHER, TO DO ANY UNLAWFUL ACT, WITH FORCE OR VIOLENCE, AGAINST THE PERSON OR PROPERTY OF ANOTHER, OR AGAINST THE PEACE OR TO THE TERROR OF THE PEOPLE, SUCH PERSONS SO ASSEMBLING, AND EACH OF THEM SHALL BE DEEMED GUILTY OF A MISDEMEANOR.

SECTION 4. OVERT ACT DONE IN FURTHERANCE OF UNLAWFUL ACT. IF THREE OR MORE PERSONS, BEING ASSEMBLED WITHIN THE CORPORATE LIMITS OF THE TOWN OF ARCADIA AS MENTIONED IN THE LAST PRECEDING SECTION, SHALL PROCEED TO CARRY OUT OR ACCOMPLISH THEIR PURPOSES, OR DO ANY UNLAWFUL ACT IN FURTHERANCE OR SUPPOSED FURTHERANCE OF SAID PURPOSES, IN A VIOLENT, UNLAWFUL OR TUMULTUOUS MANNER, TO THE TERROR OR DISTURBANCE OF PEACEFUL CITIZENS, EVERY PERSON SO OFFENDING, OR WHO SHALL AID OR ASSIST IN DOING ANY UNLAWFUL ACT, SHALL BE DEEMED GUILTY OF A MISDEMEANOR.

SECTION 5. DISTURBING THE PEACE, A MISDEMEANOR. IF ANY PERSON OR PERSONS, IN THIS TOWN, SHALL WILLFULLY DISTURB THE PEACE OF ANY NEIGHBORHOOD, OR OF ANY FAMILY, OR OF ANY PERSON, BY LOUD AND UNUSUAL NOISE, OR BY OFFENSIVE OR INDECENT CONVERSATION, OR BY THREATENING, QUARRELING, CHALLENGING OR FIGHTING, EVERY PERSON SO OFFENDING SHALL BE DEEMED GUILTY OF A MISDEMEANOR.

SECTION 6. INTERFERING WITH THE RIGHT OF PEACEFUL ASSEMBLY, A MISDEMEANOR. EVERY PERSON WHO SHALL, WITHIN THIS TOWN, WILLFULLY, MALICIOUSLY OR CONTEMPTUOUSLY DISQUIET OR DISTURB ANY CAMP MEETING, CONGREGATION OR OTHER ASSEMBLY MET FOR RELIGIOUS WORSHIP, OR WHEN MEETING AT THE PLACE OF WORSHIP, OR DISPERSING THEREFROM, OR ANY SCHOOL OR OTHER MEETING OR ASSEMBLY OF PEOPLE MET TOGETHER FOR ANY LAWFUL PURPOSE WHATSOEVER, BY MAKING A NOISE, OR BY RUDE OR INDECENT BEHAVIOR OR PROFANE DISCOURSE WITHIN THE PLACE OF ASSEMBLY, OR SO NEAR THE SAME AS TO INTERRUPT OR DISTURB THE ORDER OR SOLEMNITY THEREOF, OR WHO SHALL WILLFULLY MENACE, THREATEN OR ASSAULT ANY PERSON THERE BEING SHALL BE DEEMED GUILTY OF A MISDEMEANOR.

SECTION 7. VAGRANCY A MISDEMEANOR - WHEN. EVERY PERSON WHO MAY BE FOUND LOITERING AROUND HOUSES OF ILL FAME, GAMBLING HOUSES OR PLACES WHERE LIQUORS ARE SOLD OR DRUNK WITHOUT ANY VISABLE MEANS OF SUPPORT, OR SHALL ATTEND OR OPERATE ANY GAMBLING DEVICE OR APPARATUS, OR BE ENGAGED IN PRACTICING ANY TRICK OR DEVICE TO PROCURE MONEY OR OTHER THING OF VALUE, OR SHALL BE ENGAGED IN ANY UNLAWFUL CALLING, WHATSOEVER, AND EVERY ABLE BODIED MARRIED MAN WHO SHALL NEGLECT OR REFUSE TO PROVIDE FOR THE SUPPORT OF HIS FAMILY, AND EVERY PERSON FOUND TRAMPING OR WANDERING AROUND FROM PLACE TO PLACE WITHOUT ANY VISABLE MEANS OF SUPPORT SHALL BE DEEMED GUILTY OF A MISDEMEANOR.

SECTION 8. ANIMALS OR VEHICLES DRIVEN OR PARKED ON SIDEWALKS, A MISDEMEANOR. EVERY PERSON WHO SHALL DRIVE ANY ANIMAL, WAGON, TRAILER OR MOTOR VEHICLE ON ANY PAVED SIDEWALK OR FOOTWAY IN THIS TOWN, SHALL BE DEEMED GUILTY OF A MISDEMEANOR. THIS SECTION SHALL NOT BE CONSTRUED SO AS TO PREVENT ANY PERSON THE REASONABLE INGRESS AND EGRESS TO LOT OR HOUSE OWNED OR OCCUPIED BY THEM OR THEIR EMPLOYEES.

SECTION 9. TRASH AND RUBBISH SHALL NOT BE PLACED OR THROWN UPON ANY STREET, ALLEY, SIDEWALK, OR LOT OR PREMISES OF OTHER PEOPLE. EVERY PERSON OR PERSONS WHO SHALL PLACE OR THROW, OR CAUSE TO BE PLACED OR THROWN, ANY ARTICLE, SUBSTANCE OR OBSTRUCTION OF ANY KIND WHATSOEVER UPON ANY STREET OR ALLEY, OR UPON ANY SIDEWALK, OR UPON THE YARD, LOT OR OTHER PREMISES OF ANY OTHER PERSON IN THIS TOWN, OR WHO SHALL THROW BANANA PEELS OR OTHER SLIPPERY SUBSTANCES ON THE SIDEWALKS, SHALL BE DEEMED GUILTY OF A MISDEMEANOR.

SECTION 10. OBSTRUCTION OF THE FLOW OF WATER A MISDEMEANOR - WHEN. EVERY PERSON OR PERSONS WHO SHALL OBSTRUCT THE PASSAGE OF ANY WATER, OR SUFFER THE SAME TO BE DONE BY ANY PERSON UNDER HIS CONTROL SO AS TO CAUSE IT TO FLOW UPON THE PREMISES OF ANOTHER, OR UPON ANY PUBLIC STREET, ALLEY OR SIDEWALK, AND SHALL FAIL TO REMOVE SUCH OBSTRUCTION WHEN REQUIRED TO DO SO BY THE TOWN MARSHAL OR OTHER OFFICER, SHALL BE DEEMED GUILTY OF A MISDEMEANOR.

SECTION 11. FAILURE TO KEEP THE SIDEWALKS FREE FROM OBSTRUCTIONS, A MISDEMEANOR. ANY PERSON OR PERSONS OCCUPYING ANY STORE, SHOP OR OFFICE ON EITHER SIDE OF ANY STREET IN THIS TOWN SHALL BE REQUIRED TO KEEP THE SIDEWALK IN FRONT OR ALONGSIDE OF THE PREMISES FREE FROM ANY OBSTRUCTION OR THING TENDING TO OBSTRUCT SUCH SIDEWALK; AND ANYONE FAILING TO COMPLY WITH THE REQUIREMENTS OF THIS SECTION SHALL BE DEEMED GUILTY OF A MISDEMEANOR.

SECTION 12. FAILURE TO KEEP DITCHES, DRAINS OR GUTTERS FREE FROM OBSTRUCTIONS, A MISDEMEANOR. ALL PERSONS OCCUPYING STORES, SHOPS, OR OFFICES OF ANY KIND ON ANY STREET OR ALLEY IN THIS TOWN ARE PROHIBITED FROM SWEEPING OR THROWING ANYTHING INTO ANY DITCH OR DRAIN ON SAID STREETS OR ALLEYS, AND ALL PERSONS OWNING OR OCCUPYING SAID STORES, SHOPS OR OFFICES SHALL BE REQUIRED TO KEEP THE DITCHES OR DRAINS IN FRONT OF OR ALONG SIDE OF THE BUILDING OWNED OR OCCUPIED BY THEM FREE AND CLEAR OF ALL DEBRIS OF ANY KIND; PROVIDED, THAT IF ANY BUILDING BE UNOCCUPIED, THE OWNER OR AGENT SHALL BE REQUIRED TO KEEP SAID DITCHES, DRAINS OR GUTTERS FREE AND CLEAR OF DEBRIS. ANY PERSON OR PERSONS VIOLATING ANY PROVISION OF THIS SECTION SHALL BE DEEMED GUILTY OF A MISDEMEANOR AND UPON CONVICTION THEREOF, SHALL BE FINED NOT LESS THAN \$1.00, NOR MORE THAN \$10.00 FOR EVERY 24 HOURS SUCH OBSTRUCTION SHALL BE ALLOWED TO REMAIN AFTER BEING NOTIFIED BY THE TOWN MARSHAL OR OTHER OFFICER TO REMOVE SAME.

SECTION 13. FAILURE TO PROPERLY FENCE AND LIGHT EXCAVATION. EVERY PERSON WHO SHALL CAUSE TO BE MADE ANY EXCAVATION IN OR ADJOINING ANY PUBLIC STREET, ALLEY, HIGHWAY OR PUBLIC PLACE IN THIS TOWN SHALL CAUSE THE SAME TO BE FENCED IN WITH A SUITABLE FENCE NOT LESS THAN 3 FEET HIGH AND SO PLACED AS TO PREVENT ANY PERSON, ANIMAL OR VEHICLE FROM FALLING INTO THE SAID EXCAVATION, AND EVERY PERSON MAKING OR CAUSING TO BE MADE ANY SUCH EXCAVATION, AND EVERY PERSON WHO SHALL OCCUPY OR CAUSE TO BE OCCUPIED ANY PORTION OF ANY PUBLIC STREET, ALLEY, HIGHWAY OR PUBLIC PLACE IN THIS TOWN WITH BUILDING MATERIAL OR WITH ANY OTHER OBSTRUCTION, SHALL FROM SUNDOWN UNTIL SUNRISE CAUSE THE SAME TO BE POSTED WITH A SUFFICIENT NUMBER OF RED LIGHTS SECURELY AND CONSPICUOUSLY PLACED SO AS TO GIVE ADEQUATE WARNING OF DANGER TO ANY PERSON APPROACHING SAID EXCAVATION, BUILDING MATERIAL, OR OTHER OBSTRUCTION. ANY PERSON VIOLATING ANY OF THE PROVISIONS OF THIS SECTION SHALL BE DEEMED GUILTY OF A MISDEMEANOR.

SECTION 14. DESTRUCTION OF PROPERTY A MISDEMEANOR - WHEN. EVERY PERSON WHO SHALL, WILLFULLY CUT, HACK, MARK, BREAK IN OR IN ANY MANNER INJURE OR DEFACE ANY LAMPPOST, AWNING, SIGN, ORNAMENTAL OR SHADE TREE OR SHRUB, FENCE RAILING OR ENCLOSURE, OR ANY PROPERTY BELONGING TO INDIVIDUALS OR ASSOCIATIONS OR TO THE TOWN, SHALL BE DEEMED GUILTY OF A MISDEMEANOR.

SECTION 15. FAILURE TO REPAIR A BREAK OR HOLE IN ANY SIDEWALK A MISDEMEANOR - PENALTY. SHOULD THE TOWN MARSHAL OR ANY DULY AUTHORIZED AGENT OR REPRESENTATIVE OF THE TOWN STREET AND ALLEY COMMITTEE NOTIFY ANYONE OF A BREAK OR HOLE IN ANY SIDEWALK, BE IT OWNER, OCCUPIER, TENANT OR AGENT, AND SUCH OWNER, OCCUPIER, TENANT OR AGENT FAILS OR REFUSES TO REPAIR SAID WALK AS REQUIRED IN SAID NOTICE, THEY SHALL BE DEEMED GUILTY OF A MISDEMEANOR; AND SHOULD ANY PERSON BE INJURED BECAUSE OF SUCH FAILURE OR REFUSAL TO REPAIR THE WALK AS NOTIFIED BY THE TOWN MARSHAL OR ANY DULY AUTHORIZED AGENT OR REPRESENTATIVE OF THE STREET AND ALLEY COMMITTEE, THE BOARD OF TRUSTEES SHALL HOLD SUCH PERSON OR PROPERTY LIABLE FOR ALL DAMAGES AND COSTS THAT MAY BE ADJUDGED AGAINST THE TOWN BECAUSE OF SUCH INJURED PERSON. SAID BOARD MAY AUTHORIZE THE CHAIRMAN OF THE BOARD OF TRUSTEES TO INSTITUTE CIVIL ACTION AGAINST SUCH PERSON IN THE NAME OF THE TOWN OF ARCADIA. THE TOWN ATTORNEY, BY DIRECTION OF THE CHAIRMAN, MAY BRING SUCH ACTION IN ANY COURT HAVING JURISDICTION.

SECTION 16. THROWING OF GLASS, NAILS, WIRE AND OTHER METAL SUBSTANCES UPON THE STREETS, ALLEYS OR THOROUGHFARES OF THIS TOWN, A MISDEMEANOR. ANY PERSON WHO SHALL THROW OR PLACE UPON ANY STREET, ALLEY OR THOROUGHFARE OF THIS TOWN ANY TIN CANS, GLASS, IRON, ASHES, NAILS, WIRE OR OTHER METAL SUBSTANCE, SHALL BE DEEMED GUILTY OF A MISDEMEANOR.

SECTION 17. FREE FLOW ALONG THE GUTTERS SHALL NOT BE OBSTRUCTED BY THE CONSTRUCTION OF DRIVEWAYS. WHENEVER A PRIVATE DRIVEWAY SHALL BE CONSTRUCTED LEADING FROM ANY PUBLIC THOROUGHFARE, IN THE TOWN OF ARCADIA AND ACROSS ANY GUTTER ALONG SAID THOROUGHFARE, SUCH DRIVEWAY SHALL BE SO CONSTRUCTED THAT IT SHALL NOT INTERFERE WITH THE FREE FLOW OF WATER ALONG SUCH GUTTER. WHENEVER A PRIVATE DRIVEWAY LEADING FROM A PUBLIC THOROUGHFARE SHALL BE SO CONSTRUCTED THAT IT INTERFERES WITH THE FREE FLOW OF WATER ALONG THE GUTTER OR GUTTERS OF SAID THOROUGHFARE, THE PERSON OR PERSONS WHO SHALL CONSTRUCT OR MAINTAIN SAID DRIVEWAY SHALL BE DEEMED GUILTY OF A MISDEMEANOR.

SECTION 18. TREES, HEDGES, BUSHES AND SHRUBBERY SHALL BE SO PLANTED AND MAINTAINED SO AS NOT TO INTERFERE OR IMPEDE TRAFFIC AND PASSAGE UPON THE STREETS, ALLEYS AND SIDEWALKS OF THIS TOWN. ANY PERSON WHO SHALL ALLOW OR PERMIT ANY TREE, HEDGE, BUSH OR SHRUBBERY ON HIS PREMISES ADJACENT TO ANY STREET, ALLEY OR SIDEWALK TO ENCRUCH OR EXTEND OVER AND ONTO ANY STREET, ALLEY OR SIDEWALK SO AS TO INTERFERE WITH OR IMPEDE PASSAGE OF TRAFFIC THEREON, SHALL BE DEEMED GUILTY OF A MISDEMEANOR.

SECTION 19. FAILURE TO KEEP WEEDS, HIGH GRASS AND BRUSH CUT AND REMOVED, A MISDEMEANOR - WHEN. ALL PERSONS OWNING OR OCCUPYING ANY LOT OR TRACT OF LAND IN THIS TOWN SHALL KEEP THE WEEDS, HIGH GRASS AND BRUSH GROWING ON SUCH PROPERTY CUT AND REMOVED. THEY SHALL LIKEWISE KEEP THE WEEDS, HIGH GRASS AND BRUSH GROWING ON THE STREET OR ALLEY IN FRONT OF AND ADJACENT TO SAID LOT OR TRACT OF LAND, OR GROWING ON OR ADJACENT TO THE SIDEWALK IN FRONT OR ALONGSIDE OF SAID LOT OR TRACT OF GROUND, CUT AND REMOVED. WHENEVER SUCH WEEDS, HIGH GRASS OR BRUSH SHALL ATTAIN A HEIGHT OF 12 INCHES IT SHALL CONSTITUTE A VIOLATION OF THIS SECTION AND SHALL BE DEEMED A MISDEMEANOR.

WHENEVER ANY PERSON IN THIS TOWN SHALL BE GUILTY OF A VIOLATION OF THIS SECTION, THE TOWN MARSHAL SHALL GIVE SUCH PERSON NOTICE TO CUT AND REMOVE SUCH WEEDS, HIGH GRASS OR BRUSH WITHIN FOUR (4) DAYS FROM THE DATE OF SERVICE OF SUCH NOTICE. AND SHOULD SUCH PERSON FAIL, REFUSE OR NEGLECT TO CUT AND REMOVE SUCH WEEDS, HIGH GRASS OR BRUSH WITHIN FOUR (4) DAYS FROM THE SERVICE OF THE NOTICE AFORESAID THE TOWN MARSHAL SHALL IMMEDIATELY CUT AND REMOVE OR CAUSE TO BE CUT AND REMOVED, SAID WEEDS, HIGH GRASS OR BRUSH AND SHALL CHARGE THE OWNER OR TENANT OF SUCH REAL ESTATE WITH

THE EXPENSE INCURRED IN THE PERFORMANCE OF SUCH DUTY, AND SHOULD THE OWNER OR TENANT OF SUCH REAL ESTATE REFUSE OR NEGLECT TO PAY THE AMOUNT OF THE EXPENSE INCURRED BY SAID TOWN MARSHAL IN AND ABOUT THE PREMISES, THEN THE SAID OWNER OR TENANT SHALL BE DEEMED GUILTY OF A MISDEMEANOR AND FORFEIT AND PAY TO THE TOWN OF ARCADIA A SUM EQUAL TO THE AMOUNT OF SAID EXPENSE INCURRED BY THE TOWN MARSHAL, AS AFORESAID, TOGETHER WITH A SUM NOT EXCEEDING \$100.00, TO BE RECOVERED AS OTHER PENALTIES BEFORE THE CHAIRMAN OF THE BOARD OF TRUSTEES OR POLICE JUDGE.

SECTION 20. REMOVING, BREAKING OR EXTINGUISHING ANY LANTERN OR DANGER SIGNAL, A MISDEMEANOR. ANY UNAUTHORIZED PERSON WHO SHALL REMOVE, BREAK OR EXTINGUISH ANY LANTERN OR DANGER SIGNAL WHICH HAS BEEN PLACED ON ANY STREET, ALLEY OR SIDEWALK IN THIS TOWN TO PROTECT PERSONS AGAINST ACCIDENT, SHALL BE DEEMED GUILTY OF A MISDEMEANOR.

SECTION 21. INTENTIONAL BREAKING OR DAMAGING OF ANY CURB OR ROADWAY, A MISDEMEANOR. ANY PERSON, FIRM OR CORPORATION WHO SHALL WILLFULLY OR INTENTIONALLY DESTROY, BREAK OR DAMAGE OR INJURE, OR PROCURE OR INDUCE ANOTHER TO BREAK, DAMAGE OR INJURE ANY CURB OR CURBING OR ROADWAY IN THE TOWN OF ARCADIA SHALL BE GUILTY OF A MISDEMEANOR.

SECTION 22. STORAGE OF ANY MATERIAL OR SUBSTANCE SO AS TO ENDANGER THE PUBLIC HEALTH OR SAFETY, A MISDEMEANOR. ANY PERSON STORING ANY LUMBER, WOOD, COAL, ROCK, RUBBISH, GARBAGE, TIN CANS, OR OTHER MATERIAL OR SUBSTANCE ON ANY LOT OR PREMISES WITHIN THE TOWN OF ARCADIA, IN SUCH MANNER AS TO ENDANGER THE PUBLIC HEALTH OR SAFETY SHALL BE DEEMED GUILTY OF A MISDEMEANOR. AND EVERY DAY THAT A CONDITION EXISTS IN VIOLATION OF THIS SECTION, SHALL CONSTITUTE A SEPARATE AND DISTINCT OFFENSE.

SECTION 23. TRESPASSING ON ANY CLOSED STREET, ALLEY, THOROUGHFARE OR PUBLIC PLACE, A MISDEMEANOR - WHEN. THE CHAIRMAN OF THE BOARD OF TRUSTEES OR ANY AUTHORIZED AGENT OR REPRESENTATIVE OF THE STREET AND ALLEY COMMITTEE IS EMPOWERED TO CLOSE ANY STREET, ALLEY, THOROUGHFARE OR PUBLIC PLACE WITHIN THE TOWN, OR TO WITHDRAW THE SAME FROM PUBLIC USE, TEMPORARILY AND FOR SUCH PERIOD OF TIME AS PUBLIC WORK THEREON SHALL MAKE SUCH ACTION NECESSARY. WHENEVER THE CHAIRMAN OR ANY AUTHORIZED AGENT OR REPRESENTATIVE OF THE STREET AND ALLEY COMMITTEE SHALL ORDER ANY SUCH STREET, ALLEY, THOROUGHFARE OR PUBLIC PLACE WITHDRAWN FROM PUBLIC USE, A WRITTEN OR PRINTED NOTICE IN LARGE AND CONSPICUOUS LETTERS SHALL BE POSTED UPON SUCH STREET, ALLEY, THOROUGHFARE OR PUBLIC PLACE AT EACH ENTRANCE TO EACH BLOCK, STATING THAT SUCH STREET, ALLEY, THOROUGHFARE OR PUBLIC PLACE IS CLOSED AND WITHDRAWN FROM PUBLIC USE.

ANY PERSON USING OR ATTEMPTING TO USE, OR DRIVING, OR ATTEMPTING TO DRIVE ANY ANIMAL OR VEHICLE UPON OR ALONG ANY STREET, ALLEY, THOROUGHFARE OR PUBLIC PLACE SO CLOSED AND WITHDRAWN FROM PUBLIC USE, WITHOUT FIRST OBTAINING A PERMIT FROM THE CHAIRMAN OF THE BOARD OF TRUSTEES OR ANY AUTHORIZED AGENT OR REPRESENTATIVE OF THE STREET AND ALLEY COMMITTEE, SHALL BE DEEMED GUILTY OF A MISDEMEANOR. ANY PERSON WHO SHALL REMOVE, DESTROY OR MUTILATE ANY SIGN POSTED AS PROVIDED IN THIS SECTION SHALL BE DEEMED GUILTY OF A MISDEMEANOR.

SECTION 24. OBSTRUCTING ANY STREET, ALLEY, THOROUGHFARE, SIDEWALK OR PUBLIC PLACE BY PLACING THEREON ANY SIGNBOARD, BOXES OR MERCHANDISE, A MISDEMEANOR. ANY PERSON WHO SHALL PLACE OR CAUSE TO BE PLACED UPON ANY STREET, ALLEY, THOROUGHFARE, SIDEWALK OR PUBLIC PLACE WITHIN THIS TOWN, ANY SIGNBOARD, BOXES, MERCHANDISE, OR ANY ARTICLE WHATEVER SO AS TO OBSTRUCT OR ENCUMBER THE SAME; OR SHALL EXPOSE, PLACE OR OFFER ANY MERCHANDISE UPON ANY SIDEWALK OR PUBLIC PLACE FOR SHOW OR SALE, BY AUCTION OR OTHERWISE, SHALL BE DEEMED GUILTY OF A MISDEMEANOR.

NOTHING IN THIS SECTION SHALL BE SO CONSTRUED AS TO PREVENT ANY MERCHANT OR OTHER PERSON FROM PLACING ANY ARTICLES ON THE SIDEWALK WHILE RECEIVING OR DELIVERING SAME OR FORWARDING SAME; PROVIDED, SUCH ARTICLES SHALL NOT OCCUPY MORE THAN ONE-HALF OF THE SIDEWALK AND SHALL NOT BE PERMITTED TO REMAIN ON THE SIDEWALK LONGER THAN IS REASONABLY NECESSARY TO LOAD OR UNLOAD SAID ARTICLES.

SECTION 25. AWNINGS - HOW ERECTED. ALL AWNINGS ERECTED IN THIS TOWN SHALL BE SO CONSTRUCTED AS TO BE AT LEAST SEVEN (7) FEET FROM THE SIDEWALK AT THE LOWEST POINT. ANY PERSON VIOLATING THE PROVISIONS OF THIS SECTION SHALL BE DEEMED GUILTY OF A MISDEMEANOR.

SECTION 26. OBSTRUCTING THE FREE FLOW OF TRAFFIC ALONG THE STREET, ALLEY, THOROUGHFARE OR STREET CROSSING, A MISDEMEANOR. IF THE DRIVER OR OPERATOR OF ANY CARRIAGE, WAGON, MOTOR VEHICLE OR OTHER VEHICLE SHALL STOP OR PLACE ANY SUCH CARRIAGE, WAGON, MOTOR VEHICLE OR OTHER VEHICLE IN ANY STREET, ALLEY, THOROUGHFARE, OR ACROSS ANY STREET CROSSING OR FOOTWAY, SO AS TO OBSTRUCT THE FREE PASSAGE OF PERSONS OR TRAFFIC ALONG AND OVER SAID STREET, ALLEY, THOROUGHFARE, STREET CROSSING OR FOOTWAY, HE SHALL BE DEEMED GUILTY OF A MISDEMEANOR.

SECTION 27. REMOVING, DESTROYING OR RENDERING INSECURE ANY FENCE, BARRIER OR GUARD RAIL, OR DESTROYING OR REMOVING ANY LIGHT OR LAMP PLACED AT ANY EXCAVATION, A MISDEMEANOR. ANY PERSON WHO SHALL REMOVE, DESTROY OR RENDER INSECURE, ANY FENCE, BARRIER, OR GUARD RAIL ERECTED ABOUT ANY EXCAVATION AS REQUIRED BY SECTION 15 OF THIS ORDINANCE, AND ANY PERSON EXTINGUISHING, DESTROYING OR REMOVING ANY LIGHT OR LAMP, PLACED AT SUCH EXCAVATION, AND EVERY PERSON AIDING, ASSISTING OR ENCOURAGING SUCH DESTRUCTION, REMOVAL OR EXTINGUISHMENT SHALL BE DEEMED GUILTY OF A MISDEMEANOR.

SECTION 28. RIDING BICYCLE UPON THE SIDEWALKS, A MISDEMEANOR. ANY PERSON RIDING A BICYCLE FOR SPORT OR PLEASURE, UPON THE SIDEWALKS OR CROSSINGS OF THE STREETS OF THE TOWN OF ARCADIA, SHALL BE DEEMED GUILTY OF A MISDEMEANOR.

SECTION 29. DAMAGING OF SIDEWALKS AND CURBING BY CROSSING THE SAME WITH HEAVY EQUIPMENT, A MISDEMEANOR. NO PERSON SHALL DRIVE ANY HEAVY TRACTOR STEAM ENGINE OR HEAVY EQUIPMENT OVER AND ACROSS ANY SIDEWALK, CURBING OR CROSSING WITHIN THIS TOWN WHICH IS LIKELY TO BREAK OR INJURE SUCH SIDEWALK, CURBING OR CROSSING, UNLESS THE WHEELS OF SUCH VEHICLE BE COVERED WITH RUBBER OR WITH OTHER SIMILAR SUBSTANCE OR UNLESS SUCH SIDEWALK, CURBING OR CROSSING BE SUFFICIENTLY AND FULLY PROTECTED BY THE LAYING DOWN OF PLANKS OR OTHER MATERIAL WHICH WILL PREVENT INJURY TO SUCH SIDEWALK, CURBING OR CROSSING. ANY PERSON VIOLATING THE PROVISIONS OF THIS SECTION SHALL BE DEEMED GUILTY OF A MISDEMEANOR, AND SHALL BE HELD RESPONSIBLE TO THE TOWN FOR THE COST OF REPAIRING ANY BREAK OR INJURY TO ANY SIDEWALK, CURBING OR CROSSING CAUSED BY THE VIOLATION OF THIS SECTION.

SECTION 30. FAILURE TO FEED AND WATER DUMB ANIMALS, A MISDEMEANOR - WHEN. ANY PERSON WHO SHALL OWN OR KEEP A DUMB ANIMAL WITHIN THE LIMITS OF THIS TOWN, AND WHO SHALL SUFFER OR PERMIT THE SAME TO GO WITHOUT FOOD OR WATER FOR A LENGTH OF TIME EXCEEDING 12 HOURS SHALL BE DEEMED GUILTY OF A MISDEMEANOR.

SECTION 31. FAILURE TO DRIVE TO THE RIGHT SIDE OF THE ROAD WHEN MEETING ANOTHER VEHICLE, A MISDEMEANOR. IN ALL CASES OF PERSONS MEETING EACH OTHER IN VEHICLES UPON THE STREETS, ALLEYS OR THOROUGHFARES OF THIS TOWN, EACH PERSON SO MEETING SHALL TURN AND GO TO THE RIGHT SIDE OF THE STREET, ALLEY OR THOROUGHFARE SO AS TO ENABLE SUCH VEHICLES TO PASS WITHOUT ACCIDENT; AND WHOEVER SHALL VIOLATE THIS SECTION SHALL BE DEEMED GUILTY OF A MISDEMEANOR.

SECTION 32. ENGAGING IN ANY SPORT OR OTHER ACTIVITY UPON THE STREETS, ALLEYS OR THOROUGHFARES A MISDEMEANOR - WHEN. WHOEVER SHALL, ON ANY STREET, ALLEY OR THOROUGHFARE OF THIS TOWN, ENGAGE IN ANY SPORT OR EXERCISE LIKELY TO CAUSE INJURY TO ANY PERSON OR PERSONS PASSING OVER SUCH STREET, ALLEY OR THOROUGHFARE, OR TO HINDER THE PASSAGE OF TRAFFIC OVER AND ON SUCH STREET, ALLEY OR THOROUGHFARE, SHALL BE DEEMED GUILTY OF A MISDEMEANOR.

SECTION 33. QUARRYING OR BLASTING WITHOUT A PERMIT A MISDEMEANOR. NO PERSON, COMPANY OR CORPORATION SHALL DO ANY QUARRYING OR BLASTING WITHIN THE CORPORATE LIMITS OF THE TOWN OF ARCADIA, WITHOUT HAVING FIRST APPLIED FOR AND SECURED A PERMIT FROM THE CHAIRMAN OF THE BOARD OF TRUSTEES TO DO SUCH QUARRYING OR BLASTING, AND WITHOUT FIRST HAVING FILED AN APPROVED INDEMNITY BOND IN SUCH SUM AS THE CHAIRMAN AND BOARD OF TRUSTEES SHALL DESIGNATE WHENEVER THE CHAIRMAN SHALL DEEM SUCH BOND NECESSARY. ANY PERSON, COMPANY OR CORPORATION VIOLATING THE PROVISIONS OF THIS SECTION SHALL BE DEEMED GUILTY OF A MISDEMEANOR.

SECTION 34. WILLFUL DISCHARGE OF FIREARMS A MISDEMEANOR - WHEN. ANY PERSON WHO SHALL WILLFULLY DISCHARGE ANY KIND OF FIREARM WITHIN THE TOWN LIMITS, EXCEPT IN THE NECESSARY DEFENSE OF HIS PROPERTY OR PERSON, SHALL BE DEEMED GUILTY OF A MISDEMEANOR; PROVIDED, THAT NOTHING IN THIS SECTION SHALL BE SO CONSTRUED AS TO PROHIBIT AN OFFICER OF THE LAW FROM DISCHARGING A FIREARM IN THIS TOWN WHILE IN THE PERFORMANCE OF AN OFFICIAL DUTY; AND PROVIDED FURTHER, THAT NOTHING IN THIS SECTION SHALL BE SO CONSTRUED AS TO PROHIBIT PERSONS AT SHOOTING MATCHES AND TURKEY SHOTS FROM DISCHARGING FIREARMS, WHERE A PERMIT HAS BEEN GRANTED ALLOWING SUCH SHOOTING MATCH OR TURKEY SHOOT.

SECTION 35. DISCHARGE OF FIREWORKS WITHOUT A PERMIT A MISDEMEANOR. ANY PERSON WHO SHALL, IN THIS TOWN, DISCHARGE OR SET OFF ANY ROCKETS OR OTHER PYROTECHNIC EXHIBITION, WITHOUT A WRITTEN PERMIT FROM THE CHAIRMAN SPECIFYING THE TIME AND PLACE WHEN AND WHERE THE SAME MAY BE DONE, SHALL BE DEEMED GUILTY OF A MISDEMEANOR.

SECTION 36. OPEN FIRE A MISDEMEANOR - WHEN. ANY PERSON WHO SHALL MAKE OR KINDLE AND LEAVE AN OPEN FIRE IN ANY STREET, ALLEY OR LOT WITHIN THE TOWN OF ARCADIA, SHALL BE DEEMED GUILTY OF A MISDEMEANOR.

SECTION 37. ANIMALS RUNNING AT LARGE A MISDEMEANOR. ANY PERSON OR PERSONS WHO SHALL PERMIT ANY ANIMAL TO RUN AT LARGE WITHIN THE LIMITS OF THIS TOWN SHALL BE DEEMED GUILTY OF A MISDEMEANOR.

SECTION 38. FALSE FIRE ALARM A MISDEMEANOR. EVERY PERSON WHO SHALL MAKE, GIVE OR CREATE A FALSE ALARM OF FIRE WITHIN THE TOWN SHALL BE DEEMED GUILTY OF A MISDEMEANOR.

SECTION 39. PUTRID OFFAL, CARCASS OR PART THEREOF, MEAT, MATTER, BLOOD OR LIQUID OF ANY KIND A MISDEMEANOR. NO PERSON, FIRM OR CORPORATION SHALL AT ANY TIME PERMIT ANY PUTRID OFFAL, CARCASS OR PART THEREOF, OR PUTRID MEAT, MATTER, BLOOD OR LIQUID OF ANY KIND TO BE OR REMAIN IN OR ABOUT ANY HOUSE, SHED, BUILDING, OR UPON ANY LOT, YARD OR PREMISES OWNED OR OCCUPIED BY HIM OR IT, OR PLACE OR CAUSE TO BE PLACED THE SAME UPON ANY LOT OR PREMISES OWNED BY ANOTHER, IN THIS TOWN; AND EVERY PERSON, FIRM, OR CORPORATION VIOLATING THE PROVISIONS OF THIS SECTION, SHALL BE DEEMED GUILTY OF A MISDEMEANOR.

ANY PERSON WHO SHALL CAST OR THROW INTO OR UPON OR ALLOW TO RUN INTO OR UPON ANY STREET, ALLEY, PUBLIC PLACE OR SIDEWALK, OR INTO ANY LOT OR PREMISES OF ANOTHER, ANY OFFAL, CARCASS, PUTRID MATTER, BLOOD OR LIQUID OR ANY NOXIOUS OR OFFENSIVE LIQUID OR MATTER OR ANY REFUSE MATTER OR SUBSTANCE, ANIMAL OR MINERAL SHALL BE DEEMED GUILTY OF A MISDEMEANOR.

SECTION 40. DISPOSAL OF HUMAN EXCREMENT A MISDEMEANOR-WHEN. THE DEPOSITING OF ANY HUMAN EXCREMENTS BY ANY INDIVIDUAL AT THE ENTRANCE OF ANY PUBLIC ROAD OR THOROUGHFARE COMING INTO THIS TOWN, OR ON THE OUTSKIRTS OF THE TOWN, OR ON ANY LAND IMMEDIATELY ADJOINING THE TOWN LIMITS, OR ON ANY OTHER PLACE WITHIN OR NEAR THE TOWN, IS HEREBY DECLARED TO BE A MISDEMEANOR.

SECTION 41. PRIVY, PRIVY-VAULTS OR OUTHUSES WHICH BECOME NOXIOUS OR OFFENSIVE, A MISDEMEANOR. No PERSON OR PERSONS SHALL PERMIT ANY PRIVY, PRIVY-VAULT OR OUTHOUSE THAT HAS BECOME NOXIOUS OR OFFENSIVE, TO REMAIN IN SUCH CONDITION UPON ANY LOT OR PREMISES OWNED OR OCCUPIED BY THEM; EVERY PERSON VIOLATING THE PROVISIONS OF THIS SECTION SHALL BE DEEMED GUILTY OF A MISDEMEANOR.

SECTION 42. LIVESTOCK PENS, STY LOT, OR BARN LOT WHICH BECOMES NOXIOUS OR OFFENSIVE, A MISDEMEANOR. ANY PERSON WHO SHALL PERMIT ANY LIVESTOCK PEN, STY LOT, STABLE, OR BARN LOT WITHIN THE CORPORATE LIMITS OF THIS TOWN TO BECOME NOXIOUS OR OFFENSIVE, SHALL BE DEEMED GUILTY OF A MISDEMEANOR.

SECTION 43. FAILURE TO PROTECT FOOD STUFFS OFFERED FOR SALE TO THE PUBLIC FROM FLYS AND OTHER INSECTS A MISDEMEANOR. ALL PERSONS WITHIN THIS TOWN OFFERING OR EXPOSING FOR PUBLIC SALE ANY FRESH MEATS, BREAD, CAKES, PIES OR OTHER PASTRY AND ALL OTHER SOLID OR LIQUID FOODSTUFFS NOT NATURALLY PROTECTED BY A SKIN, RIND OR PEELING, AND NOT CAPABLE OF BEING CLEANSED BY WASHING, SHALL SCREEN OR OTHERWISE PROTECT SAID FOODSTUFFS, FROM FLIES AND OTHER INSECTS; ANY PERSON VIOLATING THE PROVISIONS OF THIS SECTION SHALL BE DEEMED GUILTY OF A MISDEMEANOR.

SECTION 44. EXPOSING THE BODY IN THE NUDE OR INDECENT MANNER; OFFERING FOR SALE OR EXHIBITING ANY INDECENT, VULGAR OR LEWD BOOKS, PICTURES OR OTHER THINGS A MISDEMEANOR. WHOEVER SHALL IN THIS TOWN, APPEAR IN ANY PUBLIC PLACE IN A STATE OF NUDITY, OR INDECENT EXPOSURE OF THE PERSON, OR SHALL SELL OR OFFER TO SELL ANY INDECENT OR LEWD BOOKS, PICTURES OR OTHER THINGS, OR SHALL EXHIBIT, SHOW OR DISTRIBUTE ANY INDECENT, VULGAR OR LEWD BOOKS, PICTURES, OR OTHER THINGS, OR SHALL EXHIBIT OR PERFORM ANY INDECENT OR IMMORAL OR LEWD PLAY, OR PUBLICLY SING ANY OBSCENE SONG, SHALL BE DEEMED GUILTY OF A MISDEMEANOR.

EVERY ACTOR, TROUPE, COMPANY, PERSON OR ASSEMBLY OF PERSONS, SHOWING, PLAYING OR EXHIBITING IN PUBLIC, IN THIS TOWN, WHO SHALL WHILE SO PLAYING, SHOWING OR EXHIBITING, DISPLAY OR SHOW ANY PRIVATE PART OF THE BODY, NUDE OR IN ANY INDECENT OR IMMORAL MANNER, OR WHO SHALL, WHILE SO PLAYING, SHOWING OR EXHIBITING IN PUBLIC, SING, SPEAK, TALK OR UTTER ANY INDECENT, VULGAR, LEWD OR INDECENT SUGGESTIVE AND IMMORAL SONG, SPEECH OR ORATION AT ANY TIME; AND ANY STAGE MANAGER, PICTURE SHOW MANAGER OR CIRCUS MANAGER, OR ANY PERSON OR PERSONS IN CHARGE OF ANY SUCH PUBLIC EXHIBITION AFORESAID WHO SHALL PERMIT, PROMOTE OR ALLOW ANY SUCH PERFORMANCE OR EXHIBITION HEREIN PROHIBITED, SHALL BE GUILTY OF A MIS-

SECTION 45. ACTS OR UTTERANCE OFFERED FOR THE PURPOSE OF RESISTING ARREST OR TO INDUCE PEOPLE IN A DEFIANT MANNER, A MISDEMEANOR. ANY PERSON OR PERSONS WHO SHALL IN A DEFIANT MANNER SAY THAT HE OR THEY CANNOT BE ARRESTED OR TAKEN BY ANY OFFICER OF THE LAW OF THIS TOWN, EVEN IF THE LANGUAGE SHOULD NOT BE USED IN A LOUD AND BOISTEROUS MANNER, BUT OF SUCH A NATURE AND IN SUCH A WAY AS TO ATTRACT PERSONS AROUND THE SPEAKER, BE SUCH DEFIANT LANGUAGE ON THE STREETS, ALLEYS, LOTS, SIDEWALKS OR IN ANY BUILDING IN THIS TOWN, OR WHO SHALL BE GUILTY OF ANY OTHER DEMONSTRATION IN A DEFIANT MANNER, THE RESULT OF WHICH SHALL BE TO INDUCE PERSONS TO ASSEMBLE, OR ANY OTHER DISTURBANCE OF THE PEACE AND QUIETUDE OR GOOD ORDER OF SOCIETY IN THIS TOWN SHALL BE DEEMED GUILTY OF A MISDEMEANOR.

SECTION 46. ANYONE FOUND DRUNK OR INTOXICATED OR ASLEEP IN ANY STREET, ALLEY, THOROUGHFARE OR PUBLIC PLACE GUILTY OF A MISDEMEANOR. EVERY PERSON FOUND DRUNK OR INTOXICATED IN ANY STREET, ALLEY, THOROUGHFARE OR OTHER PUBLIC PLACE WITHIN THIS TOWN, OR FOUND ASLEEP IN ANY SUCH PLACE, OR UPON ANY PRIVATE PROPERTY NOT HIS OWN AND NOT BELONGING TO THE PERSON WITH WHOM HE IS LIVING AND BEING UNABLE TO SHOW THE PERMISSION OF THE OWNER OR OCCUPANT OR SUCH PROPERTY, SHALL BE DEEMED GUILTY OF A MISDEMEANOR.

SECTION 47. GAMBLING A MISDEMEANOR. EVERY PERSON OR PERSONS WHO SHALL IN THIS TOWN, SET UP OR KEEP A GAMBLING TABLE OR GAMBLING DEVICE, AT WHICH GAMES OF CHANCE SHALL BE PLAYED FOR MONEY OR PROPERTY, OR SHALL AT ANY SUCH TABLE OR DEVICE, OR AT ANY GAME OF CHANCE, BET, WIN OR LOSE ANY MONEY OR PROPERTY, EITHER BY SPECIE OR BY MEANS OF ANY-THING REPRESENTING THE SAME, OR SHALL SUFFER ANY SUCH TABLE OR DEVICE AT WHICH ANY GAME OF CHANCE IS PLAYED TO BE SET UP OR USED IN ANY TENEMENT IN HIS POSSESSION OR UNDER HIS CONTROL, SHALL BE GUILTY OF A MISDEMEANOR. THE CHAIRMAN OF THE BOARD OF TRUSTEES SHALL, ON RECEIVING SATISFACTORY INFORMATION OF ANY SUCH TABLE OR DEVICE BEING SET UP OR SO USED, ISSUE HIS WARRANT TO THE TOWN MARSHAL, COMMANDING HIM TO DESTROY THE SAME, WHICH WARRANT SHALL BE IMMEDIATELY EXECUTED.

SECTION 48. PERMITTING MINORS TO PLAY ANY BILLIARD TABLE, POOL TABLE OR ANY GAME OR DEVICE OF CHANCE WITHOUT THE WRITTEN PERMISSION OF THE PARENT OR GUARDIAN, A MISDEMEANOR. IT SHALL BE UNLAWFUL FOR ANY PERSON OWNING OR OPERATING ANY BILLIARD TABLE, POOL TABLE OR ANY GAME OR DEVICE OF CHANCE WHATSOEVER TO PERMIT ANY MINOR TO PLAY AT SUCH TABLE, GAME OR DEVICE WITHOUT WRITTEN PERMISSION OF THE PARENT OR GUARDIAN OF SUCH MINOR. ANY PERSON VIOLATING THIS SECTION SHALL BE DEEMED GUILTY OF A MISDEMEANOR.

SECTION 49. KEEPING A BAWDY HOUSE, HOUSE OF ILL FAME OR ASSIGNATION HOUSE, A MISDEMEANOR. WHOEVER SHALL, IN THIS TOWN, KEEP A BAWDY HOUSE, A HOUSE OF ILL FAME, OR ASSIGNATION HOUSE, SHALL BE DEEMED GUILTY OF A MISDEMEANOR.

SECTION 50. ALLOWING DWELLING OR BUILDING TO BE USED FOR IMMORAL PURPOSES, A MISDEMEANOR. ANY PERSON WHO SHALL WILLFULLY AND KNOWINGLY PERMIT WITHIN ANY DWELLING, SHED OR BUILDING OWNED, OCCUPIED OR CONTROLLED BY HIM, THE ASSEMBLAGE OF PERSONS FOR THE PURPOSE OF FORNICATION, OR ANY LEWD, LASCIVIOUS OR INDECENT ACT, AND EVERY OCCUPANT, VISITOR OR PATRON THEREOF FOUND THEREIN, SHALL BE DEEMED GUILTY OF A MISDEMEANOR.

SECTION 51. PROSTITUTE OR LEWD WOMAN WANDERING OR LOITERING ABOUT THE STREETS AT NIGHT GUILTY OF A MISDEMEANOR. ANY PROSTITUTE, BAWD OR LEWD WOMAN, OR ANY FEMALE INMATE OF A BAWDY HOUSE OR HOUSE OF PROSTITUTION OR HOUSE OF BAD REPUTE, OR ANY FEMALE OF BAD CHARACTER, WHO SHALL BE FOUND WANDERING AND LOITERING ABOUT THE STREETS OF THIS TOWN AT NIGHT OR PATRONIZING PLACES OF PUBLIC RESORT, SHALL BE DEEMED GUILTY OF A MISDEMEANOR.

SECTION 52. INDECENT ADVERTISING OF A CURE FOR VENERAL DISEASES, A MISDEMEANOR. ANY PERSON WHO SHALL BE GUILTY OF POSTING OR PUTTING UP IN ANY STREET OR ALLEY, OR ON ANY WALL, FENCE OR OTHER PUBLIC PLACE IN THIS TOWN, ANY INDECENT OR GROSSLY PRINTED ADVERTISEMENT, BILL OR WRITTEN NOTICE OF HIS PROFESSIONAL SKILL OR REMEDIES FOR THE CURING OF VENERAL DISEASES, OR CAUSING THE SAME TO BE POSTED OR PUT UP, SHALL BE DEEMED GUILTY OF A MISDEMEANOR.

SECTION 53. POSTING ADVERTISEMENT, BILL, NOTICE, SIGN OR POSTERY UPON PUBLIC OR PRIVATE PROPERTY WITHOUT PERMISSION GUILTY OF A MISDEMEANOR. ANY PERSON WHO SHALL POST, STICK OR PUT UPON ANY HOUSE, FENCE, WALL OR OTHER PUBLIC PLACE IN THIS TOWN, ANY PRINTED, WRITTEN OR PAINTED ADVERTISEMENT, BILL, NOTICE, SIGN OR POSTER, WITHOUT FIRST HAVING OBTAINED THE PERMISSION OF THE OWNER OF SUCH HOUSE, FENCE, WALL OR OTHER PROPERTY SHALL BE DEEMED GUILTY OF A MISDEMEANOR.

SECTION 54. CARRYING A CONCEALED WEAPON, A MISDEMEANOR. ANY PERSON WHO SHALL CARRY CONCEALED UPON OR ABOUT HIS PERSON A DEADLY OR DANGEROUS WEAPON, WITHIN THE LIMITS OF THE TOWN OF ARCADIA, SHALL BE DEEMED GUILTY OF A MISDEMEANOR; PROVIDED THAT, NOTHING IN THIS SECTION SHALL BE SO CONSTRUED AS TO PROHIBIT ANY PERSON WHO IS AUTHORIZED BY THE LAWS OF THIS STATE TO CARRY SUCH WEAPON.

SECTION 55. POSSESSION OF BURGLAR TOOLS A MISDEMEANOR. ANY PERSON FOUND LOAFING OR LOITERING ABOUT THIS TOWN WHO SHALL HAVE IN HIS POSSESSION ANY INSTRUMENT OR THING USED FOR THE COMMISSION OF BURGLARY OR FOR PICKING LOCKS, AND WHO SHALL FAIL TO GIVE GOOD ACCOUNT OF THE POSSESSION OF SAME, SHALL BE DEEMED GUILTY OF A MISDEMEANOR.

SECTION 56. IMPERSONATING AN OFFICER A MISDEMEANOR. ANY PERSON WHO SHALL, IN THIS TOWN, FALSELY REPRESENT HIMSELF TO BE AN OFFICER OF THIS TOWN, OR SHALL, WITHOUT BEING DULY AUTHORIZED BY THE TOWN, EXERCISE OR ATTEMPT TO EXERCISE ANY OF THE DUTIES, FUNCTIONS OR POWERS OF A TOWN OFFICER, OR SHALL HINDER, OBSTRUCT, RESIST OR OTHERWISE INTERFERE WITH ANY TOWN OFFICER IN THE DISCHARGE OF HIS OFFICIAL DUTIES, OR ATTEMPT TO PREVENT ANY SUCH OFFICER FROM ARRESTING ANY PERSON, OR ATTEMPT TO RESCUE FROM ANY SUCH OFFICER ANY PERSON IN HIS CUSTODY, SHALL BE DEEMED GUILTY OF A MISDEMEANOR.

SECTION 57. REFUSAL TO ASSIST AN OFFICER MAKING AN ARREST, A MISDEMEANOR. ANY ABLE BODIED MALE PERSON OVER THE AGE OF 21 YEARS WHO, WHEN CALLED UPON BY THE TOWN MARSHAL OR ANY POLICE OFFICER OF THIS TOWN TO AID HIM IN ARRESTING AND TAKING ANY PRISONER OR OFFENDER, SHALL FAIL OR REFUSE TO DO SO, SHALL BE DEEMED GUILTY OF A MISDEMEANOR.

SECTION 58. PEEPING INTO WINDOWS, A MISDEMEANOR. ANY PERSON IN THE TOWN WHO SHALL LOOK, PEER, OR PEEP INTO, OR BE FOUND LOITERING AROUND OR WITHIN VIEW OF ANY WINDOW NOT ON HIS OWN PROPERTY WITH INTENT OF WATCHING OR LOOKING THROUGH SAID WINDOW, SHALL BE DEEMED GUILTY OF A MISDEMEANOR.

SECTION 59. FOLLOWING FIRE APPARATUS PROHIBITED. THE DRIVER OF ANY VEHICLE, OTHER THAN ONE ON OFFICIAL BUSINESS, WHO SHALL FOLLOW ANY FIRE APPARATUS TRAVELING IN RESPONSE TO A FIRE ALARM CLOSER THAN FIVE HUNDRED (500) FEET, OR DRIVE INTO OR PARK SUCH VEHICLE WITHIN THE BLOCK WHERE FIRE APPARATUS HAS STOPPED IN ANSWER TO A FIRE ALARM, SHALL BE DEEMED GUILTY OF A MISDEMEANOR.

SECTION 60. CLEANING SNOW AND ICE FROM SIDEWALKS. EVERY OCCUPIER OF PREMISES ABUTTING OR ADJACENT TO ANY PUBLIC SIDEWALK, WHETHER OWNER, TENANT OR OTHERWISE, SHALL, WITHIN 12 HOURS AFTER SNOW OR ICE HAS FORMED OR ACCUMULATED UPON THE PUBLIC SIDEWALK, CLEAN, SHOVEL OR OTHERWISE DISPOSE OF SUCH SNOW OR ICE, AND EVERY OCCUPIER OF SUCH PREMISES WHO FAILS, REFUSES OR NEGLECTS TO DO SO SHALL BE DEEMED GUILTY OF A MISDEMEANOR.

SECTION 61. PENALTY. ANY PERSON CONVICTED OF A VIOLATION OF THIS ORDINANCE UNDER ANY PROVISIONS THEREIN WHERE NO SPECIFIC PUNISHMENT IS PRESCRIBED, SHALL, UPON CONVICTION, BE PUNISHED BY A FINE OF NOT LESS THAN \$1.00, NOR MORE THAN \$100.00, OR BY IMPRISONMENT IN THE TOWN WORKHOUSE NOT EXCEEDING 90 DAYS, OR BY BOTH SUCH FINE AND IMPRISONMENT.

SECTION 62. SEVERANCE CLAUSE. THAT IF ANY SECTION, SENTENCE, PHRASE OR CLAUSE OF THIS ORDINANCE SHALL BE HELD TO BE INVALID FOR ANY REASON BY A COURT OF COMPETENT JURISDICTION, THE INVALIDITY OF SUCH SECTION, SENTENCE, PHRASE OR CLAUSE SHALL NOT IMPAIR THE VALIDITY OF THE REMAINING SECTIONS, SENTENCE, PHRASES OR CLAUSES OF THIS ORDINANCE; THE BOARD OF TRUSTEES HEREBY DECLARES THAT IT WOULD HAVE PASSED THE REMAINING PORTIONS OF THIS ORDINANCE HAD IT KNOWN THAT SUCH SECTION, SENTENCE, PHRASE OR CLAUSE WOULD BE HELD INVALID.

SECTION 63. REPEAL OF CONFLICTING ORDINANCES. THAT ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH, SHALL BE, AND THE SAME ARE HEREBY REPEALED; AND THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT FROM AND AFTER ITS PASSAGE AND APPROVAL, AS PROVIDED BY LAW.

ORDINANCE No. 21, READ, PASSED AND APPROVED THIS 26TH DAY OF NOVEMBER, 1956.

/s/ JOHN H. MARTENS
CHAIRMAN, BOARD OF TRUSTEES

ATTEST:

/s/ FLORENCE BLOOD
TOWN CLERK

AN ORDINANCE AUTHORIZING THE CITY TO PROVIDE MUTUAL AID OR EMERGENCY ASSISTANCE.

WHEREAS, Section 70.837 RSMo, authorizes a City to permit its Fire Department, Police Department, Emergency Management Agency, and Public Works Department to provide mutual aid and emergency assistance upon request of another jurisdiction without the necessity that there be a formal signed written document for mutual aid between the City and the requesting jurisdiction.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF ARCADIA, MISSOURI, AS FOLLOWS:

SECTION 1. MUTUAL AID AND EMERGENCY ASSISTANCE. Under the authority set forth in Section 70.837 RSMo, Arcadia's public safety departments, including the Fire and Police Departments and Emergency Management Agency, and the public works departments, including the Water, Sewer, and Street Departments, and other City officials and employees are hereby authorized to respond and provide assistance as requested in any mutual aid or emergency request.

SECTION 2. SEVERABILITY. The sections, paragraphs, sentences and clauses of this ordinance are severable and if any section, paragraph, sentence or clause of this ordinance is declared to be unconstitutional by a court of competent jurisdiction, such unconstitutionality shall have no effect upon the remaining sections, paragraphs, sentences and clauses of this ordinance.

SECTION 3. REPEAL CONFLICTING ORDINANCES. All ordinances or parts of ordinances in conflict herewith shall be, and the same are hereby repealed.

SECTION 4. EFFECTIVE DATE. The provisions of this ordinance shall take effect immediately upon its passage and approval as provided by law.

THIS ORDINANCE HAVING BEEN READ IN FULL ON THIS 8th DAY OF September, 1997, THE BOARD OF ALDERMEN VOTED AS FOLLOWS:

Alderman Scarbrough	<u>Yea</u>
Alderman Boren	<u>Yea</u>
Alderman G. Dennison	<u>Yea</u>
Alderman J. Dennison	<u>Yea</u>

THIS ORDINANCE HAVING BEEN READ BY TITLE ONLY THE SECOND TIME ON THIS 8th DAY OF September, 1997, THE BOARD OF ALDERMEN VOTED AS FOLLOWS:

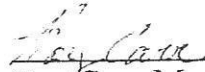
Alderman Scarbrough	<u>Yea</u> <u> </u>
Alderman Boren	<u>Yea</u> <u> </u>
Alderman G. Dennison	<u>Yea</u> <u> </u>
Alderwoman I. Dennison	<u>Yea</u> <u> </u>

THIS ORDINANCE HAVING BEEN READ BY TITLE ONLY THE THIRD TIME ON THIS 8th DAY OF September, 1997, THE BOARD OF ALDERMEN VOTED AS FOLLOWS:

Alderman Scarbrough	<u>Yea</u> <u> </u>
Alderman Boren	<u>Yea</u> <u> </u>
Alderman G. Dennison	<u>Yea</u> <u> </u>
Alderwoman I. Dennison	<u>Yea</u> <u> </u>

WHEREUPON, this Ordinance was declared by the Mayor of the City of Arcadia, Missouri, to have been enacted and the City Clerk is hereby ordered to enroll the same in the records of the Ordinances of the City of Arcadia, Missouri.

Dated this 8th day of September, 1997.



Roy Carr, Mayor

ATTEST:



Mary Johnson, City Clerk