

Chapter 12 – MISDEMEANORS AND CURFEW

GENERAL OFFENSES

12.1 Assault and Battery. No person shall commit an assault or a battery upon the person of another, or shall cause an affray within the Village.

12.2 Unlawful Assembly. Any two or more persons who shall assemble for the purpose of using force or violence to disturb the public peace or of committing any unlawful act and who shall not disperse when commanded or requested by any peace officer shall each be liable for unlawful assembly.

12.3 Disturbing the Peace; Disorderly Conduct, Etc. No person shall disturb the peace of the Village, or the quiet of any person therein, by loud or unusual noises, or by loud or boisterous laughing or singing, or by creating false alarms as by crying “fire” and “police,” or by violent or tumultuous carriage or by shouting, cursing, quarreling, challenging to fight, or fighting or by any other disorderly conduct.

12.4 Aiding or Abetting in Violation of Ordinance. No person shall aid, abet or encourage any unlawful act or any violation of any Ordinance of this Village, or shall resist or hinder any officer or officers of the Village in the performance of any lawful duty.

12.5 Disturbance of Lawful Assembly. No person shall willfully, heedlessly or maliciously disturb any assembly of persons met together for any lawful purpose.

12.6 Unlawful to Throw Stones, etc. No person shall purposely or heedlessly cast or throw any stone, brick, clod, snow-ball or other missile from or into any public place, or at any house or person within the limits of the Village without the permission of the property owner and person, if applicable.

12.7 Unlawful to Loiter or Disturb, Congregate upon Any Stairway, to Interfere with Free Passage, etc. It shall be unlawful for any person or persons in said Village to loiter or congregate about or upon any stairway, doorway, window, or in front of any business or dwelling house, theatre, church, street or street corner, or elsewhere, and by so doing obstruct or interfere with the free passage of persons entering or occupying such buildings or premises, or by their language, conversation or conduct, annoy, insult, or disturb persons passing along the streets or alleys or occupying, residing or doing business in any of said houses or places.

12.8 Drunkenness. No person shall be found drunk or in a state of intoxication in any public place or in a place open to public view.

12.9 Indecent Exposure. No person shall make a lewd exposure of the body done with intent to arouse or to satisfy the sexual desire of the person in a public place, meaning in any place where the conduct may be reasonably expected to be viewed by others.

12.10 Obscene Literature and Photographs. It shall be unlawful to possess within the limits of the Village for the purpose of sale or public exhibition, or sell, offer to sell, or otherwise distribute any obscene literature, drawing, photograph or other rendering, or other obscene item or instrument. "Obscene" shall be given the definition currently used by the United States Supreme Court.

12.11 It shall be unlawful to sleep upon any street, avenue, alley or other public place within the Village, or in or upon any private property without the permission of the owner or occupant of said premises.

12.12 Unlawful to Throw Water in Street. No person shall throw or deposit any water or other liquid in any part of any street, alley, lane public place or private property.

12.13 Criminal Damage to Property. No person shall knowingly or recklessly damage the property of another, including public property, without the consent of the owner or occupant. Damage shall be construed to include, but not be limited to, deforming, defacing, placing signs or handbills upon, or depositing a stink bomb or other offensive smelling compound on or in the private property of another.

12.14 Trespass. No person shall knowingly enter upon the land of another after receiving notice from the owner or occupier of said property that such entry is forbidden, or remain upon the land of another after receiving notice from the owner or occupant to depart.

12.15 Vehicle with Metal Lugs or other Protrusions upon Wheels. No vehicle equipped with metal lugs or other hard protrusions upon the wheels thereof, which may or might damage the surface of the streets, shall be driven, pulled or otherwise operated upon any street in the Village.

12.16 Unlawful to Deposit Rubbish or Burn Same within Fire Limits. No person shall place or cause to be placed or deposited on any street, alley, avenue or public place in the Village, any ashes, paper, rags, sticks, shavings, dirt, tin cans, junk or other rubbish of any kind or description, or allow the same to be thrown or deposited in or upon any street, avenue or alley adjacent to any premises owned, leased or controlled by any person, and no rubbish of any kind shall hereafter be burned upon any street, avenue or alley within the Village, nor at any place whatsoever, within any fire limits now or hereafter to be established within the Village, and no box, barrel or other receptacle for dirt, ashes, paper or other rubbish shall be placed or allowed to remain in or upon any public grounds, or upon any park thereof, nor shall any person leave standing on any street, avenue, alley or other public place in the Village, any wagon or other vehicle so as to obstruct or render, inconvenient to the passage of other persons through or along such street, alley or public place. Provided, that whenever the Village Board shall have ordered improvements to be made upon any street, alleys or public grounds, earth, ashes or other suitable material, except garbage, filth and contents of privy vaults and sewers, may be placed thereon, under the direction of the President of the Board and the Street and Alley Committee of the Village. The owner, occupant or lessee of every house, store or other premises adjacent to which any of the articles or things contemplated in this section may be placed or found shall be liable for placing or permitting the same, unless it can be shown that some other person placed or deposited the thing complained of at the place where it may be found without the knowledge of or consent of the owner or occupant. Provided, that no person shall be liable to suffer any penalty under this section, in case of obstruction of any alley in the manner herein mentioned,

who shall remove such obstruction within a reasonable time, after notice so to do, by the Village President. Any person who is burning legally within the Village limits shall be present at all times to tend to, maintain and supervise said burning, and said person shall also have a charged hose or other availability to extinguish said fire if needed. There shall be no burning during any dry season.

12.17 Unlawful to Place Tacks, Glass, etc., so as to Injure Tires. No person shall place or cause to be placed in, or upon any street, avenue, alley, sidewalk, highway or public ground, within the Village, any tack, nail, piece of iron, or other metal, broken glass or other substance which may injure or puncture any tire.

12.18 Contractors, etc., to Refrain from Spilling Gravel, etc., on Streets; Forthwith Remove Same. All contractors, teamsters and proprietors hauling dirt, sand, gravel, ashes, manure, rubbish or other material on streets or alleys shall so construct, keep and maintain their truck beds, dumps and sideboards with front and rear end and bottoms as at all times to prevent the spilling of such material from the same, and in case the same shall fall into the streets, avenues or alleys of the Village, cause the same to be forthwith removed.

12.19 Littering. No person shall throw or otherwise place loose papers or other litter of any kind on public or private property.

12.20 Loitering and Begging. No person shall loiter or beg in or on any public place or vacant lot in the Village.

12.21 No person while distributing handbills, circulars, notices or other printed materials, shall ring the bell or knock on the door of any private residence if the owner or occupant thereof has posted notice to the effect that such materials or solicitations are unwanted.

12.22 No person shall ride a motorcycle, moped or other motorized vehicle on the sidewalks or public grounds of the Village.

12.23 No person under the age of twenty-one (21) years shall possess or consume any alcoholic beverage in the Village limits. This paragraph shall not prohibit the possession or consumption of alcoholic liquor by a person of non-age in the performance of a religious service or ceremony, or by a person of non-age under the direct supervision and approval of the parent(s) or legal guardian(s) of such person in the privacy of a home.

PENALTIES

12.24 Any person violating any provisions of the above Article shall be subject to arrest and, upon conviction, shall be guilty of a misdemeanor and subject to a fine of not less than One Hundred (\$100.00) Dollars and not more than Seven Hundred Fifty (\$750.00) Dollars.

CURFEW

12.25 General Curfew. It shall be unlawful for any minor person under the age of seventeen (17) years to be or remain loitering or playing in or upon any street, alley or other public place within the Village, unless such minor person is accompanied by a parent, guardian or other person having legal custody of such minor person, or other responsible companion at least twenty-one (21) years of age who is approved by a parent or legal guardian, or unless such minor is in performance of an errand or duty directed by such parent, guardian or other person having the legal care and custody of such minor person, or unless engaged in some occupation or business that such minor person may under Illinois law engage in, between the hours of ten o'clock (10:00) P.M. and six o'clock (6:00) A.M.

12.26 Minors in Vehicles. It shall be unlawful for any minor person under the age of seventeen (17) years to be or remain loitering or driving any motor vehicle, automobile, motorcycle or motor scooter upon any street, alley or other public place within the Village, unless such minor person is accompanied by a parent, guardian or other person having legal custody of such minor person, or other responsible companion at least twenty-one (21) years of age who is approved by a parent or legal guardian, or unless such minor is in performance of an errand or duty directed by such parent, guardian or other person having the legal care and custody of such minor person, or unless engaged in some occupation or business that such minor person may under Illinois law engage in, between the hours of ten o'clock (10:00) P.M. and six o'clock (6:00) A.M.

12.27 It shall be unlawful for any person to knowingly permit any such minor person in his custody or control to violate sections 12.25 or 12.26 above.

12.28 Any person violating any provisions of this Article shall be subject to arrest and, upon conviction, shall be subject to a fine of not less than One Hundred (\$100.00) Dollars and not more than Seven Hundred Fifty (\$750.00) Dollars, except where such person has been convicted of or received supervision for this offense at any prior time, the fine for any subsequent offense shall be not less than One Hundred Fifty (\$150.00) Dollars and not more than Seven Hundred Fifty (\$750.00) Dollars.

ORDINANCE IN FORCE

This Ordinance shall be in full force and effect from and after its passage and approval and publication as provided by law.