

Repealed by
Ordinance No 33.
Aug. 16, 1885.

An Ordinance concerning offences and disorderly conduct, defining what shall constitute the same, and providing for the punishment thereof.

The People of the City of Lebanon do ordain as follows:

Sec 1 That any person who shall be guilty of any violent, riotous or disorderly conduct; or who shall use any abusive, profane or obscene language in any street, house or place within the City of Lebanon whereby the peace or quiet of the city is or may be disturbed, or shall be guilty of any indecent or immoral act or practice in said city, shall be deemed guilty of a misdemeanor and upon conviction thereof before the Recorder's court shall be fined not less than five (5) dollars nor more than one hundred (100) dollars or be imprisoned in the city jail not less than two days nor more than fifty days.

Sec 2 That any person who shall commit any assault, or assault and battery in any street, house or place within the corporate limits of the City of Lebanon shall upon conviction thereof before the Recorder's court be fined not less than five (5) dollars, nor more than one hundred (100) dollars, or imprisoned in the city jail not less than two days nor more than fifty days or both at the discretion of the court.

Sec 3 That any person who shall draw any species of firearms, or any dirk, dagger, or knife, or any other deadly or dangerous weapon

upon any person within the corporate limits of said city, shall be deemed guilty of a misdemeanor and on conviction thereof before the Recorder's court, shall be fined not less than ten (10) dollars nor more than one hundred (100) dollars, or imprisoned in the city jail not less than five days nor more than fifty days.

Sec 4. That any person who shall resist any peace officer, or who shall refuse to assist any such officer in the discharge of his duty, or who shall by any means whatever aid or resist any person in custody upon a charge of violation of any city ordinance in his endeavor to escape from such custody, whether such escape be effected or not, shall be deemed guilty of a misdemeanor and on conviction thereof before the Recorder's court shall be fined not less than ten (10) dollars nor more than one hundred (100) dollars or imprisoned in the city jail not less than five days nor more than fifty days.

Sec 5. No person shall ride or drive any horse or horses, mule or mules, or any beast of burden, nor shall any person or corporation, run or cause to be run, any railroad locomotive or car, within the corporate limits of said city at a rate of speed greater than six (6) miles an hour, and any person or corporation who shall violate the provisions of this section shall be deemed guilty of a misdemeanor and upon conviction thereof before the Recorder's Court shall be fined not less than five (5) dollars nor more than one hundred (100) dollars, or imprisoned in the city jail not less than two days nor more than fifty days.

Sec 6. Any person who shall throw or deposit on any street, sidewalk, alley, foot path, in the city of Lebanon, any broken glass, bottles, crockery, nails, tin cans or other substance whereby the feet, limbs of horses, pedestrians, or any beast of burden may be injured, or throw or deposit or sweep into or upon any street, sidewalk, alley or foot path of said city any paper or other substance, except snow & dirt resulting from travel, or throw, or deposit into or upon any street, alley, sidewalk or foot path, or any vacant lot in said city, any manure or refuse matter of any kind, shall, upon conviction thereof before the Recorder's court be fined not less than five (5) dollars, nor more than one hundred (100) dollars, or imprisoned in the city jail not less than two days nor more than fifty days.

Sec 7. That any person who shall carry any deadly or dangerous weapon of any kind whatever in a concealed manner within the corporate limits of the city of Lebanon, shall, upon conviction thereof before the Recorder's court be fined not less than five (5) dollars nor more than one hundred (100) dollars, or imprisoned in the city jail not less than two days nor more than fifty days.

Provided that peace officers shall be exempt from the provisions of this section.

Sec 8. That any person who shall fire off or discharge any ordinary gun, pistol, rifle, or other firearm within the corporate limits of the city of Lebanon or shall ignite, fire or explode, or cause to be ignited, fired or exploded, any firecrackers, bombs, torpedoes or other fire or detonating works of any description

Sec 9.

whatsoever shall, upon conviction thereof before the Recorder's court be fined not less than five (5) dollars nor more than twenty five (25) dollars, or imprisoned in the city jail not less than two days nor more than twelve days: Provided that the Mayor may furnish on national holidays and other fest-days, the discharge of cannon or artillo, fireworks and fireworks; and provided further that the Mayor or Marshal may permit the firing of guns for purposes deemed necessary or convenient.

Sec 10.

That any person who shall blow a police whistle, for any whistle the sound of which exceeds a noise which, without the corporate limits of the city of Lebanon, shall, upon conviction thereof before the Recorder's court, be fined not less than five (5) dollars nor more than twenty five (25) dollars or imprisoned in the city jail not less than two days nor more than twelve days: Provided, that a person may blow such whistle when in distress and needing the aid of a policeman.

Sec 11.

That any person or persons who may be found loitering about the streets at night after the hour of twelve o'clock at night without having any lawful business upon the streets at that time, shall, upon conviction thereof before the Recorder's court be fined not less than five (5) dollars nor more than twenty five (25) dollars or imprisoned in the city jail not less than two days nor more than twelve days.

Sec 11.

That no minor shall be permitted to go abroad upon or wander about upon any street or alley or other public place in the city after the hour of nine o'clock, during the months of November, December, January, February and March and after the hour of ten o'clock at night during the months of April, May, June, July, August, September, and October. unless such minor shall have the permission of his or her parent or guardian, or shall be accompanied by such parent, or guardian, or unless such minor shall have necessary business upon such street, alley or public place, and any minor who shall violate the provisions of this section, shall, upon conviction thereof before the Recorder's court, be fined not less than five (5) dollars, nor more than twenty (20) dollars or imprisoned in the city jail not less than two days nor more than ten days.

Sec 12.

That any person who shall put a bell upon, or permit or allow a bell to be worn by any animal kept or owned by such person in the corporate limits of the city of Lebanon, shall, upon conviction thereof before the Recorder's court, be fined not less than five (5) dollars nor more than twenty (20) dollars, or imprisoned in the city jail not less than two days nor more than ten days.

Sec 13.

That any person who, shall, between the hours of ten o'clock P.M. and five o'clock A.M. of the following day make any noise or disturbance so as to disturb the peace or quiet of the occupant or occupants of any dwelling or place of residence adjacent to where such noise or disturbance is made, shall upon conviction

thereof before the Recorder's court, be fined not less than five (5) dollars nor more than one hundred (100) dollars, or imprisoned in the city jail not less than two days nor more than fifty days.

Sec 14.

If any person shall exhibit or cause to be exhibited upon the streets or in any house or public place within the city limits, any crippled, maimed, or deformed person or persons, such person, shall, upon conviction thereof before the Recorder's court, be fined not less than twenty five (25) dollars nor more than one hundred (100) dollars, or imprisoned in the city jail not less than twelve days nor more than fifty days; Provided that the Recorder by and with the consent of the council, may issue license for the public exhibition of such persons as may ^{be} deemed curiosities.

Sec 15.

Any person who shall hitch or fasten any horse, mare, mule, or any animal to any awning, post, shade tree, or to any case or box around any shade tree, in said city, shall, upon conviction thereof before the Recorder's court, be fined not less than five (5) dollars nor more than fifty (50) dollars, or imprisoned in the city jail not less than two days nor more than twenty five days.

Sec 16.

That no person having or using any animal or animals, unless the same be attached to a dray, truck, or wagon, shall leave such animal or animals standing in any street, or alley or public place, in said city, without

first fastening the same securely; and no person or persons having or using any animal or animals attached to a dray, truck, or wagon, shall leave the same standing in any such street, alley or public place without first locking the wheels of such dray, truck or wagon, and fastenings the lines to the vehicle to which such animal or animals are attached; and any person violating any of the provisions of this section shall upon conviction thereof before the Recorder's court be punished by a fine of not less than five (5) dollars nor more than one hundred (100) dollars, or by imprisonment in the city jail not less than two days nor more than fifty days.

Sec 17. That any person who shall haul, put or place on any of the public grounds of the city, any timber, brush rubbish or refuse matter, or place any obstruction or material thereon for any purpose, shall, upon conviction thereof before the Recorder's court, be fined not less than five (5) dollars nor more than twenty five (25) dollars, or imprisoned in the city jail not less than two days nor more than twelve days; Provided the Mayor may permit or grant in writing the privilege to any person to use such public ground for storing purposes.

Sec 18. If any person unless authorized so to do by the committee on streets and public property, shall place any obstruction in any street or alley in said city, such as fuel, lumber, or building material, and refuse to remove such obstruction when ordered so to do by the Marshall, such person shall, upon conviction thereof

before the Recorder's court, be punished by a fine of not less than five (5) dollars nor more than fifty (50) dollars, or by imprisonment in the city jail not less than two days nor more than twenty five days.

Provided, that the person making such obstruction in such street or alley under the authority of the committee on streets and public property, where they are likely to endanger the passage of foot passengers or teams, shall at night place a sufficient light thereon to properly point out the same and guard against danger.

Sec 19 No person shall suffer to go or shall lead, drive or ride any horse, mule, or beast of burden, or any cattle, the property of, or in the possession of or under the control of such person, upon any sidewalk within the corporate limits of said city, and any person violating the provisions of this section, shall be punished by a fine, upon conviction thereof before the Recorder's court, of not less than five (5) dollars nor more than twenty five (25) dollars, or imprisonment in the city jail not less than two days nor more than twelve days.

Sec 20 All sidewalks and every part thereof, within the city limits, shall be kept open and in all respects free from incumbrances or obstructions of any kind except as herein provided; and any person permitting, allowing or maintaining any incumbrance or obstruction on any such sidewalk or part thereof contrary to the provisions of this section shall upon conviction thereof before

the Recorder's court, be punished by a fine of not less than five (\$5) dollars nor more than twenty five (\$25) dollars, or by imprisonment in the city jail not less than two days nor more than twelve days. Provided, that where any sidewalk is eight feet wide or wider, the owner or occupant of any building adjoining such sidewalk may occupy, for the purpose of advertising his trade or business, two feet of such sidewalk adjoining and nearest to such building, and where the sidewalk is six feet wide, or less, the owner or occupant of any building adjoining such sidewalk may occupy, for the purpose of advertising his trade or business one and one half feet of such sidewalk adjoining and nearest to such building.

Sec 21.

Each and every owner or occupant of any house within the corporate limits of said city shall keep the back yard adjoining such house free from filth and garbage of any kind, and any person violating any of the provisions of this section, shall, upon conviction thereof before the Recorder's court, be punished by a fine not less than five (\$5) dollars nor more than twenty five (\$25) dollars, or by imprisonment in the city jail not less than two days nor more than twelve days; Provided, that the owner or occupant of a barn or stable may throw upon the lot the manure accumulating in such barn or stable and which may be desired to use upon such lot as a fertilizer.

Sec 22

Any person who shall stand in or upon any street, alley or sidewalk within the corporate limits of the city of Lebanon in such a manner as to obstruct the travel upon such street, alley or sidewalk after being notified or commanded by any police officer of said city to move on, shall, upon conviction thereof before the Recorder's court be punished by a fine of not less than five (5) dollars nor more than twenty (20) dollars, or by imprisonment in the city jail not less than ~~two~~ days nor more than ten days.

Sec 23

If any person shall use or cause to be used any bean shooter, or encourage the use of the same, or other contrivances or invention used in shooting or throwing beans, stones, pebbles or other substance or things, in or upon any street, sidewalk, common, alley or public grounds or place in the limits of said city, he or they shall, upon conviction thereof before the Recorder's court, be fined not less than five (5) dollars nor more than fifty (50) dollars, or imprisoned in the city jail not less than two days nor more than twenty-five days.

Sec 24

Any person who shall cut, split or saw any wood upon any sidewalk or cross walk within the corporate limits of the city, shall, upon conviction thereof before the Recorder's court, be punished by a fine of not less than five (5) dollars nor more than ten (10) dollars, or by imprisonment in the city jail not less than two days nor more than five days, or by both, at the discretion of the court.

Sec 25.

Any person or persons, who shall within the limits of the city of Lebanon, trespass upon or wantonly or maliciously damage any real or personal property, belonging to the city of Lebanon, or to any public or private corporation, or to any individual or individuals, or who shall abridge any person upon any street, alley, sidewalk or thoroughfare and said city, shall upon conviction thereof before the Recorder's Court be fined not less than five (5) dollars nor more than fifty (50) dollars, or be imprisoned in the city jail not less than two days nor more than twenty five days.

Sec 26.

That any person or persons who shall, in any street, alley, or in any private or public place and the city of Lebanon, ring or repeat any loud or offensive word or words, or make any manner any obscene word or words, upon figure or figures, picture or pictures, upon any building, wall, fence, walk or foot, or upon any thing whatsoever, or who shall sell, or offer for sale, or circulate or in any manner dispose of any obscene literature, including books, papers, prints, pictures or any thing deemed guilty of a misdemeanor, and upon conviction thereof before the Recorder's Court, shall be punished by a fine of not less than ten (10) dollars nor more than one hundred (100) dollars, or be imprisoned in the city jail not less than five nor more than fifty days.

Sec. 27. Any person or persons who shall erect or establish any offensive trade, manufactory or business of any kind, or shall continue the same after it has been established, or shall neglect to purify any unwholesome privy, which may be on his or their property, or shall do any thing that is injurious to the health, or indecent or offensive to the senses, or any act which is an obstruction to the free use of property, so as to interfere with the comfortable enjoyment of life, health or property within the limits of said city shall upon conviction thereof before the Recorder's court be fined not less than five (5) dollars nor more than fifty (50) dollars, or be imprisoned in the city jail not less than two nor more than twenty five days.

Sec. 28. Any person or persons, who owning, controlling or being in the possession of any house or building, or any room or rooms in any house or building in the corporate limits of the city of Lebanon shall use the same or any part thereof as a bawdy house, assignation house, or house of ill-fame, or house of prostitution, shall, upon conviction thereof before the Recorder's court, be fined not less than twenty (20) dollars nor more than one hundred (100) dollars or be imprisoned not less than ten days nor more than fifty days in the city jail.

A house, building, or room occupied by any woman or women and which is resorted to by men or boys promiscuously for the purpose of sexual intercourse with such woman or women, or which is

kept by any person or used for the resort and unlawful commerce of lewd people of both sexes, whether such intercourse or commerce be for gain or not, shall be deemed a bawdy house, assignation house, house of ill fame, or house of prostitution within the meaning of this section.

Sec 29.

Any person who shall reside in a bawdy house, assignation house, house of ill-fame or house of prostitution as defined in section twenty eight (28) of this ordinance, and any person who shall visit or enter into any such house for the purpose of sexual intercourse or commerce with a person of the opposite sex shall, upon conviction thereof before the Recorder's court, be punished by a fine of not less than twenty five (25) dollars nor more than one hundred (100) dollars, or by imprisonment in the city jail not less than twelve days nor more than fifty days.

Sec 30.

Any person who shall demise or lease any house or building, or any room or rooms in any house or building, within the corporate limits of the city, to be used as a bawdy house, assignation house, house of ill-fame, or house of prostitution, as defined in section twenty eight (28) of this ordinance or any person, who having demised, or leased any such house, building, room or rooms, shall after notice that the same are used or occupied as a bawdy house, assignation house, house of ill-fame, or house of prostitution, fail or refuse to cancel such lease or contract of rental and eject the person or persons occupying such premises for such

purposes aforesaid, therefrom, such person shall upon conviction thereof before the Recorder's court be punished by a fine of not less than twenty (20) dollars nor more than fifty (50) dollars, or by imprisonment in the city jail not less than ten nor more than twenty five days.

Sec 31.

It is hereby forbidden and declared unlawful for any person, either as owner or proprietor, manager, employee, lessee or otherwise, to play, deal, set-up, open or cause to be opened, to carry on or permit to be carried on, or engage in, or permit to be engaged in, in any store, shop, building or hotel, or any room, park, street, or public or private yard or place, within the corporate limits of the city of Lebanon, any game of fars, monte, roulette, rouge et noir, rondo, twenty one, poker, draw poker, bluff, brag, tan, fan fan or tãu tãu, or any game, played with cards or any other device, or any game of any kind or nature whatsoever, for or with any thing of value, or for or with any thing of the representation of value, whether such game or games or any of them be played or dealt, set-up, carried on, or engaged in with cards, checks or any other device, or in any room, park, street, or in any public or private place, yard, or lot; and it shall be unlawful for any person, within the corporate limits of the city of Lebanon, in any room, house or building, or any public or private place therein to play or engage in for any thing of value, or any thing the representative of value, or to bet at or upon any game of fars,

monte, roulette, rouge, et noir, rondo, twenty-one, poker, draw-poker, bluff, brag, tăn tăn fan fan, or any game played with cards or any device, or any game of any kind or nature whatsoever; and any person or persons violating any of the provisions of this section, shall, upon conviction thereof before the Recorder's court, be punished by a fine of not less than ten (10) dollars nor more than one hundred (100) dollars, or by imprisonment in the city jail not less than five days nor more than fifty days.

Sec 32. It shall be unlawful for any horse, mare, jack, or jennet, or mule to run at large within the corporate limits of the city of Lebanon. If any of the animals mentioned in this section be found running at large within said corporate limits the same shall be taken up by the Marshall, or any person and delivered to the Marshall who shall keep such animal in a safe and secure place.

Sec 33 It shall be the duty of the Marshall, after the taking up of any of the above animals, to immediately post up notices in three public places in the city for five successive days, giving as correct and full a description of such animal as may be, including natural and artificial marks or brands thereon and its color, size and probable age. Said notice shall also contain the time, place and terms, of the sale of such animal if not claimed as hereinafter provided, but such sale shall not take

place within less than six days from the date of posting such notice.

Sec 34. If previous to the sale provided for in section thirty three (33) of this ordinance, the owner shall claim and prove the animal so taken up and advertised, as his property, he shall be entitled to the same upon paying to the Marshall the charges and expenses thereon, which shall be one dollar for taking up each animal, and seventy-five cents per day for keeping the same and his fees for posting the notice provided for in section thirty three (33) hereof.

Sec 35. If the animal or animals so taken up remain unclaimed previous to the sale thereof, or if the owner thereof fail or refuse to pay to the Marshall the charges against the same as provided in section thirty four (34) of this ordinance, the Marshall shall then proceed to sell such animal or animals at public auction to the highest bidder for cash in hand on the day of sale, at the time and place specified in such notice, and after deducting his legal fees and all costs and expenses of taking up, keeping and selling the same, shall pay the remainder of the proceeds of such sale into the city treasury.

Sec 36. If the owner of any animal sold under the provisions of this ordinance, shall at any time within six months from the date of such sale, make proof of his ownership thereof to the satisfaction of the common council of the city, he shall be entitled to receive the net proceeds

of such sale or deposit in the city treasury; but if no such proof be made within six months from the date of such sale, such proceeds shall be the property of the city of Lebanon.

Sec 37.

It is hereby declared to be unlawful for any person or persons to cast, throw or deposit, or suffer, permit, or allow to be cast, thrown, or deposited in or upon any street, alley, or any public place within the corporate limits of the city of Lebanon, any manure, filth or offal of any kind whatsoever, except dust or snow which may have accumulated upon the sidewalks; and any person violating any of this section shall, upon conviction thereof before the Recorder's court, be punished by a fine of not less than five (\$5) dollars nor more than fifty (\$50) dollars, or by imprisonment in the city jail not less than two days nor more than twenty five days.

Provided. that any person who has a stable or barn adjacent to any alley, may build along the side of such stable or barn a plank box of good sound and sufficiently strong lumber, extending into such alley from said stable or barn not more than three feet, and along the side of said stable or barn not less than six feet; and at least four feet high, into which such person may throw the manure from such stable or barn, but such person must remove the manure from such box before the same becomes so full as that it will fall therefrom into the alley, and keep the same in such a condition that no manure shall escape therefrom into or upon such alley.

Sec 38. Any person, who being the owner, or having the possession or control of any house, building or room within the corporate limits of the city, shall permit, suffer or allow the same or any part thereof to be kept or used, or shall keep or use the same for the purpose of smoking opium, or as a place of resort where either males or females, adults or minors are permitted to and do go and indulge in the smoking of opium in any form or manner, shall, upon conviction thereof before the Recorder's court, be fined not less than twenty (20) dollars nor more than one hundred (100) dollars, or be imprisoned in the city jail not less than ten days nor more than fifty days.

Sec 39. Each of the following shall be conclusive taken and deemed to be a deadly weapon within the meaning of the provisions of sections three (3) and seven (7) of this ordinance to-wit: Any pistol, whether loaded or not, any dirk, dagger, bowie-knife, sling-shot, brass or iron knuckles, and any and all other weapons which the evidence may show to be dangerous to life or limb, shall be considered and deemed to be dangerous weapons within the meaning of said sections three (3) and seven (7) hereof.

Sec 40. Any person or persons who may be found loitering about the streets, or begging, and who has no visible means of support, shall be deemed a vagrant, and upon conviction thereof before the Recorder's court, shall, be punished by a fine of not more than twenty (20) dollars or by imprisonment in the city jail not more than ten days.

Sec 41

No person shall ride a bicycle or tricycle on any sidewalk in the city of Lebanon. Provided, that this section shall not apply to any cripple who shall use such vehicle for the purpose of travel. Any person violating the provisions of this section shall upon conviction thereof before the Recorder's court be punished by a fine of not less than five (5) dollars nor more than fifty (50) dollars, or by imprisonment in the city jail not more than twenty-five days.

Sec 42

Any person who shall be in or upon any of the streets or alleys or sidewalks of said city in an intoxicated condition arising from the drinking of spirituous, malt or vinous liquors shall be punished therefor ~~before~~ upon conviction of such offense before the Recorder's court by a fine of not less than five (5) dollars nor more than fifty (50) dollars, or by imprisonment in the city jail not more than twenty-five days.

Sec 43

In all cases of conviction for any of the offenses mentioned in this ordinance, the court shall adjudge the offender to pay the costs of the prosecution, and in default of the payment of the fine and costs adjudged, commit the offender to the city jail at the rate of one day for each two (2) dollars of the such fine. Provided that such imprisonment shall in no case exceed fifty days; and it shall be the further duty of the court, when any one is committed to the city jail by its judgment for any offense mentioned in this ordinance, to issue an order to the Marshall requiring him to work such prisoner on the streets of the city or upon any city work necessary

Amended by Ordinance
No. 19, etc. 8/1/20
Repealed Sec
No. 33

to be done during the term of his imprisonment.

Sec 44. If any prisoner, during the term of his imprisonment, shall refuse to work when so ordered, he shall be secured by a ball and chain and given only bread and water to eat during the time he so refuses to work.

Sec 45. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

Sec 46. This ordinance shall go into effect from and after its approval by the Mayor.

Approved this the 18th day of Aug-1891

Attest
Geo. H. Rice
City Recorder.

M. A. Miller.
Mayor.