

Repealed by
Ordinance 64-536

ORDINANCE NO. 1.

AN ORDINANCE CONCERNING OFFENSES AND DISORDERLY CONDUCT.

The People of the Town of Sherwood do Ordain as Follows:

(VIOLENT, RIOTOUS OR DISORDERLY CONDUCT, Etc., -- PENALTIES FOR.

Section 1. That any person or persons who shall be guilty of any violent, riotous, or disorderly conduct, or who shall use any profane language in any street, house, or place, within the Town of Sherwood, whereby the peace or quiet of the town is or may be disturbed, or who shall be guilty of any indecent or immoral act or practice in said town, shall, upon conviction thereof in the court of the said town, pay a fine of not less than \$5.00 nor more than \$25.00, or be imprisoned in the town jail not less than 2½ days nor more than 12½ days, or both, at the discretion of the court.

(CARRYING CONCEALED DEADLY WEAPONS -- PENALTY.)

Section 2. That any person or persons who shall carry firearms, or deadly weapons of any kind, in a concealed manner within the corporate limits of the Town of Sherwood, shall, upon conviction before the Town Court, be fined not less than \$25.00, nor more than \$100.00, nor imprisoned not more than 50 days.

PROVIDED That peace officers shall be exempt from the provisions of this section.

(ASSAULT AND BATTERY -- PENALTY.)

Section 3. That any person or persons who shall be guilty of any assault, or assault and battery, within the limits of

(ASSAULT AND BATTERY -- Cont'd.)

the Town of Sherwood, upon conviction thereof in the Town Court, shall be fined not less than \$5.00 nor more than \$25.00, or imprisonment in the town jail not exceeding 12½ days, or both, at the discretion of the court.

(DRAWING DANGEROUS WEAPONS UPON ANOTHER -- PENALTY.)

Section 4. Any person or persons who shall draw any species of firearms, or any dirk, dagger, or knife, or any other deadly or dangerous weapon on the person of another within the limits of the Town of Sherwood, shall, upon conviction thereof in the town court, be fined not less than \$25.00 or more than \$100.00, and may be imprisoned for any period not exceeding 50 days.

(CRUELTY TO ANIMALS -- PENALTY).

Section 5. Any person or persons who shall cruelly beat, torture, misuse, deprive of food or water, or otherwise treat any animal with cruelty within the corporate limits of the Town of Sherwood, shall, upon conviction thereof in the town court, be punished by a fine not less than \$10.00 nor more than \$25.00, or by imprisonment in the town jail not exceeding 12½ days, or both such fine and imprisonment, at the discretion of the court.

(FALSELY ASSUMING TO BE AN OFFICER OF THE TOWN -- PENALTY.)

Section 6. That any person who shall falsely assume to be the town marshall, deputy marshall, policemen, or other officer of the town, and shall take upon himself to act as such, or who shall wear upon the street a star similar in general appearance to the star adopted for and used by the marshall and his deputies of the Town of Sherwood, unless he is a duly

FALSELY ASSUMING TO BE AN OFFICER -- Cont'd.

commissioned officer, such person, upon conviction in the town court, shall be subjected to a penalty of not less than \$10.00 nor more than \$25.00 for each offense.

(RESISTING PEACE OFFICER -- PENALTY.)

Section 7. Any person or persons who shall resist any peace officer within the corporate limits of the Town of Sherwood, or who shall refuse to assist him in the discharge of his duties, or who shall, by any means whatever, aid or assist any person in custody upon a charge of a violation of a town ordinance, in his endeavors to escape from such custody, whether such escape be effected or not, shall, upon conviction thereof before the Town Court, be fined not less than \$25.00 nor more than \$50.00, or shall be imprisoned not less than 12½ days nor more than 25 days, or both, at the discretion of the Court.

(INTOXICATION UNLAWFUL -- PENALTY.)

~~Section 8. That it shall be unlawful for any person or persons to be intoxicated upon any street, or in any public place within the corporate limits of the Town of Sherwood, and any person or persons who shall violate the provisions of this section, shall, upon conviction thereof before the Town Court, be punished by a fine of not less than \$5.00 nor more than \$25.00, or by imprisonment in the town jail not less than 2½ days nor more than 12½ days.~~

(VAGRANCY DEFINED -- UNLAWFUL -- PENALTY.)

Section 9. The following persons are declared to be vagrants and shall be subject to arrest and punished as in this section provided, viz.:

VAGRANCY -- Cont'd.

FIRST: Every idle or dissolute person without visible means of living or a lawful occupation, who has an ability to work, but does not seek, or refuses to seek employment or labor, or refuses to labor when employment is offered.

SECOND: Every person who shall solicit alms as a business, or be found begging the means of support.

THIRD: Every person who habitually roams about from place to place without any lawful business.

FOURTH: Every person having no lawful means of support who shall habitually be found loitering around any railway depot, banking institution, place of amusement, street corner, or wandering about the public streets at late or unusual hours at night.

FIFTH: Every person found lodging in any barn, shed, shop, outhouse, railroad car, or place other than is kept for lodging purposes, without the permission of the owner or person entitled to the possession thereof.

SIXTH: Every person who frequents or stays in or about houses of ill-fame, or who habitually associates with common prostitutes.

SEVENTH: Every common prostitute or person found on the public street, or at the window of any house opening on any public street, soliciting prostitution.

Every person enumerated and described in this section shall be deemed a vagrant and upon conviction thereof before the town court, shall be punished by a fine of not less than \$25.00 nor more than \$50.00, or by imprisonment in the town jail not less than 12½ days nor more than 25 days, or by both such fine and imprisonment, and shall also pay the costs of

VAGRANCY -- Cont'd.

In all cases of prosecution under this section, common fame shall be taken to be competent evidence in support of the complaint, and every house or place commonly known to be used or occupied for purposes of prostitution shall be taken and deemed to be a house of ill-fame.

(GAMING AND GAMBLING --- PROHIBITED --- PENALTY.)

Section 10. It is hereby forbidden and declared unlawful for any person, either as owner, proprietor, manager, employee or lessee, or otherwise, to play, deal, set up, open, or cause to be opened, or to carry on, or cause to be carried on, or to permit to be carried on, or engage in any game of faro, monte, roulette, poker, draw poker, for or with anything of value, or for or with anything the representative of value, whether the same games, or any of them, be played, dealt, set up, or carried on with cards, checks, or any other device, in any store, shop, building, hotel, or in any room, park, street, or public or private yard or place, and it shall be unlawful for any person to bet at or upon any such game or games, and any store, shop, hotel, room or building within which is played, dealt, set up, or carried on any game mentioned in this section is to be deemed a gaming and gambling house.

(PENALTY)

Any person violating any provision of this section, or who shall be found in such gaming or gambling house without lawful business, shall, upon conviction in the town court, be punished by imprisonment not exceeding 100 days, or by a fine not exceeding \$200.00, or both such fine and imprisonment, in the discretion of the court.

(DANGEROUS ANIMALS NOT PERMITTED TO RUN AT LARGE -- PENALTY.)

Section 11. It shall be unlawful for the keeper, proprietor, or owner of any bull, stallion, or dangerous or vicious dog, or other animal, to permit the same to run at large within the limits of the Town of Sherwood.

(PENALTY)

Any person who shall violate any of the provisions of this section, shall, upon conviction before the town court, be punished by a fine of not less than \$25.00 nor more than \$100.00, or by imprisonment in the town jail not less than 12½ days nor more than 50 days, or by both such fine or imprisonment in the discretion of the court.

(DEFACING PUBLIC PROPERTY -- PENALTY.)

Section 12. If any person shall wilfully cut, remove, deface, or in any manner injure any fence, gate, or enclosure, or part thereof, placed around the town property of Sherwood, or upon any bridge, or street, or shall, in any manner, deface or destroy any public building or property therein, shall, on conviction before the town court, be liable to a fine of not less than \$25.00 nor more than \$50.00, or by imprisonment in the town jail not more than 12½ days, or both such fine and imprisonment, in the discretion of the court.

(TRESPASS UPON PROPERTY) -- PENALTY.)

Section 13. If any person or persons shall trespass upon or damage any real or personal property belonging either to the Town of Sherwood, or any public or private corporation, or to any individual or individuals, shall, upon conviction before the town court, be fined not less than \$25.00 nor more than \$50.00, or imprisoned in the town jail not exceeding 25 days, or both such fine and imprisonment in the discretion of the court.

(GENERAL PENALTY CLAUSE)

Section 14. 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 prosecution, and shall, in default of payment of fine and costs, commit the offender to the town jail for a term of imprisonment not exceeding 100 days; and in all cases where the term of punishment in the town jail, in lieu of a fine, shall not be fixed by the recorder or judge, the offender shall be imprisoned in default of payment of fine, one day for every two dollars of such fine.

(EMERGENCY)

Section 15. Whereas, there is an immediate necessity that this ordinance shall take effect upon its approval by the Mayor, an emergency is hereby declared to be necessary for the immediate preservation of the health, peace and safety of the people of the Town of Sherwood for the following reasons:

That the said Town of Sherwood is at present without any written ordinance pertaining to disorderly conduct and offenses; that the ordinances heretofore enacted and the record of same have been destroyed by fire;

THEREFORE, This ordinance shall take effect and be in force immediately upon its approval by the President.

PASSED by the Council, Dec. 5th 1913.

L. M. Bellid
Aug. Hohnagel
Frank R. Lukis
H. Dodson

ATTEST: Geo. A. Belding
Recorder

APPROVED: Dec 14th 1913
M. W. Hall
President.