



ST. CHARLES  
SINCE 1834

### AGENDA ITEM EXECUTIVE SUMMARY

Title: Recommendation to approve an Ordinance Amending Title 9, "Public Peace, Morals and Welfare"

Presenter: Chief Lamkin  
October 2012

*Please check appropriate box:*

<input checked="" type="checkbox"/>	Government Operations (10.15.12)	<input type="checkbox"/>	Government Services
<input type="checkbox"/>	Planning & Development	<input type="checkbox"/>	City Council
<input type="checkbox"/>	Public Hearing	<input type="checkbox"/>	

Estimated Cost:	<input type="checkbox"/>	Budgeted:	YES	<input type="checkbox"/>	NO	<input checked="" type="checkbox"/>	X
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If NO, please explain how item will be funded:

**Executive Summary:**

During recent discussions regarding liquor issues it was recommended that several fines be increased. Attorney Tom Good has prepared the necessary language to support this ordinance revision.

**Attachments:** *(please list)*

Ordinance

**Recommendation / Suggested Action** *(briefly explain):*

Recommendation to approve an Ordinance Amending Title 9, "Public Peace, Morals and Welfare" of the St. Charles Municipal Code – Various Revisions.

*For office use only:*

*Agenda Item Number:* 5a

**City of St. Charles, Illinois**  
**Ordinance No. 2012-M-**

**An Ordinance Amending Title 9, “Public Peace, Morals and Welfare”,  
of the St. Charles Municipal Code- Various Revisions**

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

Section 1. That Title 9, “Public Peace, Morals and Welfare”, Chapter 9.09, “Fighting”, Section 9.09.010, “Fighting Prohibited”, is hereby deleted in its entirety and in lieu there of the following new language is substituted;

**“ 9.09.010 Fighting Prohibited**

No person shall physically fight with another person without legal justification. Any person violating this Section shall be punished by a fine of not less than five hundred dollars (\$500.00) nor more than seven hundred fifty dollars (\$750.00) for each offense.”

Section 2. That Title 9, “Public Peace, Morals and Welfare”, Chapter 9.16, “Profanity - Indecent Conduct”, Section 9.16.020, “Public urination, defecation prohibited”, of the St. Charles Municipal Code is hereby deleted in its entirety and in lieu there of the following new language is substituted:

**“ 9.16.020 Public urination, defecation prohibited.**

It shall be unlawful for any person to urinate or defecate:

- A. in or on a public street, alley, sidewalk, yard, park, building, structure, plaza, public or utility right-of-way, or other public place other than a restroom ;or
- B. in public view.

Any person violating this Section shall be punished by a fine of not less than one hundred dollars (\$100.00) nor more than seven hundred fifty dollars (\$750.00) for each offense.”

Section 3. That Title 9, “Public Peace, Morals and Welfare”, Chapter 9.20, “Disorderly Conduct”, Section 9.20.020, “Intoxication in public place prohibited”, of the St. Charles Municipal Code is hereby deleted in its entirety and in lieu there of the following new language is substituted:

**“ 9.20.020 Intoxication in public place prohibited.**

It is unlawful for any person to be in an intoxicated condition on or in any street, alley or other public place in the city. Any person violating this Section shall be punished by a fine of not less than one hundred dollars (\$100.00) nor more than seven hundred fifty dollars (\$750.00) for each offense.”

Section 4. That after the adoption and approval hereof the 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.

PRESENTED to the City Council of the City of St. Charles, Kane and DuPage Counties, Illinois, this \_\_\_\_ day of \_\_\_\_\_, 20\_\_.

PASSED by the City Council of the City of St. Charles, Kane and DuPage Counties, Illinois, this \_\_\_\_ day of \_\_\_\_\_, 20\_\_.

APPROVED by the Mayor of the City of St. Charles, Kane and DuPage Counties, Illinois, this \_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

COUNCIL VOTE:

Ayes: \_\_\_\_\_

Nays: \_\_\_\_\_

Absent: \_\_\_\_\_

Abstain: \_\_\_\_\_

APPROVED AS TO FORM:

\_\_\_\_\_  
City Attorney

DATE: \_\_\_\_\_