

**City of St. Charles, Illinois
Ordinance No. 2015-M-**

An Ordinance Amending Title 9, Entitled "Public Peace Morals and Welfare", Chapter 9.20 "Disorderly Conduct" of the St. Charles Municipal Code

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

SECTION 1: That Title 9,"Public Peace, Morals and Welfare," Chapter 9.20 "Disorderly Conduct" of the St. Charles Municipal Code, be and is hereby amended by deleting this Chapter in its entirety and replacing the same and substituting the following therefore:

CHAPTER 9.20

DISORDERLY CONDUCT⁵

Sections:

9.20.010	Disorderly Conduct – Designated - Prohibited
9.20.020	Intoxication in Public Place Prohibited
9.30.030	Disturbing Lawful Assemblages Prohibited
9.20.040	Unlawful Assemblages

9.20.010 Disorderly Conduct – Designated - Prohibited

It is unlawful for any person to commit disorderly conduct. A person commits disorderly conduct when he knowingly:

- A. Does any act in such unreasonable manner as to alarm or disturb another and to provoke a breach of the peace; or
- B. With intent to annoy another, makes a telephone call, whether or not conversation thereby ensues; or
- C. Enters upon the property of another for a lewd or unlawful purpose; deliberately looks into a dwelling on the property through a window or opening.

(Ord. 1969-M-3 §1; prior code § 28.002)

9.20.020 Intoxication in Public Place Prohibited

It is unlawful for any person to be in an intoxicated condition and disorderly on or in any street, alley or other public place in the City. Any person violating the Section shall be punished by a fine of not less than two hundred fifty dollars (\$250.00) for their first offense nor more than seven hundred fifty dollars (\$750.00) for each subsequent offense.

(Ord. 2012-M-48 § 2; Ord. 2008-M-47 § 1: Prior code § 28.003)

Emergency Treatment (Exemptions to 9.20.020)

A person who appears to be intoxicated in a public place and who may be in danger to himself or others may be assisted to his home, a treatment facility or other health/public facility either directly by the police or through an intermediary person. Such person shall be detained for protective custody purposes only, and shall not be cited and/or arrested. Being intoxicated shall not be the sole basis for the offense of Public Intoxication (20 ILCS 301/25-15; 20 ILCS 301/55-15).

9.20.030 Disturbing Lawful Assemblages Prohibited

It is unlawful for any person to disturb any lawful assemblage or gathering in this city.
(Prior code § 28.009)

9.20.040 Unlawful Assemblages

It is unlawful to collect, gather, or be a member or any disorderly crowd, or any crowd gathering together for any unlawful purpose.
(Prior code § 28.014)

SECTION 2. That after the adoption and approval hereof, this 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.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage by a vote of the majority of the Corporate Authorities now holding office and approval in the manner provided by law.

PRESENTED to the City Council of the city of St. Charles, Illinois, this _____
day of _____, 2015.

PASSED by the City Council of the city of St. Charles, Illinois, this _____
day of _____, 2015.

APPROVED by the Mayor of the city of St. Charles, Illinois, this _____
day of _____, 2015.

Raymond P. Rogina, Mayor

ATTEST:

City Clerk

COUNCIL VOTE:

Ayes : _____

Nays : _____

Absent : _____

Abstain : _____