

1st Reading:
2nd Reading:

SPONSOR: JOKERST

ORDINANCE NO. ____

BILL NO. 22-20

AN ORDINANCE AMENDING ARTICLE V, OFFENSES AGAINST PUBLIC PEACE, OF CHAPTER 205, OFFENSES, BY ENACTING A NEW SECTION 205.780 RELATING TO DISORDERLY CONDUCT.

WHEREAS, the Board of Aldermen adopted Ordinance 4185 adopting a new Code of Ordinances which included amending Chapter 205, Offenses; and

WHEREAS, subsequently, the City's Prosecuting Attorney noticed that the City did not reenact the City's prior disorderly conduct ordinance and has asked that the City readopt such provisions; and

WHEREAS, the St. Louis County Police Department, City of Fenton Precinct, feels that having a disorderly conduct ordinance could be a beneficial tool when needed in certain situations; and

WHEREAS, at the March 3, 2022, Committee Meeting, the Board of Aldermen discussed the regulations and fact that the City had a disorderly conduct ordinance prior to the recodification of the City's Code of Ordinances; and

WHEREAS, the City has police powers, including pursuant to Chapter 67 RSMo., to enact laws and regulations for the safety, health, and general welfare of the City and its residents; and

WHEREAS, the Board of Aldermen now desires to readopt regulations related to disorderly conduct to be in the new Code of Ordinances.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF FENTON, MISSOURI, AS FOLLOWS:

Section 1. Article V, Offenses Against Public Peace, of Chapter 205, Offenses, is hereby amended by enacting a new Section 205.780 to read as follows:

Section 205.780 **Disorderly Conduct.**

A person commits the offense of disorderly conduct if he/she

1. Appears in public places in an intoxicated condition;
2. Threatens any person with threats or abusive or foul language or acting in a threatening manner towards any person as if to strike or injure him/her in any manner or with any instrumentality whatsoever;

3. Lays hands upon, strikes, pushes, or shoves another person;
4. Hinders or obstructs any vehicle upon the public streets in the City;
5. Lounges or sleeps in or on the private property of other persons without permission;
6. Peeps or spies into houses or dwelling places occupied by any person or persons, through doors, windows or otherwise, whether the occupants are within the premises or not; or
7. Makes any indecent proposal to any person, or any lewd or lascivious condition or indecent exposure of person.

Section 2. The portions of this ordinance shall be severable. In the event that any portion of this ordinance is found by a court of competent jurisdiction to be invalid, the remaining portions of this ordinance are valid, unless the court finds that the valid portions of this ordinance are so essential and inseparably connected with and dependent upon the void portion that it cannot be presumed that the Board of Aldermen would have enacted the valid portions without the invalid ones, or unless the court finds that the valid portions standing alone are incomplete and are incapable of being executed in accordance with the legislative intent.

Section 3. This ordinance shall be in full force and effect ninety (90) days after the date of its passage and approval.

PASSED this 24th day of March, 2022.

BOB BRASSES, MAYOR

APPROVED 24th day of March, 2022.

BOB BRASSES, MAYOR

ATTEST:

Jane Hungler, City Clerk

Motion to approve. Roll Call vote:

Ayes:

Nays:

Absent: