

Ordinance Number 14.

An Ordinance to enforce good order; And defining certain
Misdemeanors and Penalties.

Be it ordained by the City Council;

Section 1. (Unlawful Disturbance. Penalty.) That any person who shall make, aid countenance or assist in making any improper noise, disturbance, breach of the peace, or who shall conduct himself or herself in a tumultuous, riotous, indecent or disorderly manner in any street, alley or other public place within the city shall be subject to a fine of not less than five (\$5) dollars or more than one hundred (\$100) dollars.

Section 2. (Disturbing Religious Meeting. Penalty.) Any person who shall disquiet or disturb any congregation or assembly met for religious purposes, by making any noise or rude or indecent behavior or disorderly or profane discourse within any place of worship or so near the same as to disturb the order and solemnity of the meeting shall be subject to a fine of not less than five (\$5) dollars nor more than fifty (\$50) dollars for each offense.

Section 3. (Disturbing Public Assemblage. Penalty.) Whoever shall in this city disquiet or disturb any lawful assemblage or association of people by rude or indecent behavior or by any other means, wilfully, shall be subject to a fine of not less than five (\$5) dollars and nor more than fifty (\$50) dollars for each offense.

Section 4. (Throwing Missiles at Buildings or at persons. Penalty.) Any person who shall throw or cast or encourage, aid or assist others in throwing or casting any stone or other missiles into, upon or against any building, erection or other public or private property, or at any person or persons in any street, alley, yard, house, or any enclosed or unenclosed place within the city shall be subject to a fine of not less than five (\$5) dollars nor more than fifty (\$50) dollars for each offense.

Section 5. (Persons intoxicated. Disturb Peace. Penalty.) Any person in a state of intoxication or drunkenness, who shall be found lounging about any saloon, tippling house, hotel, billiard or pool room, bowling alley or other building in view of or frequented by the public, or wandering about the city, or who shall create any noise or disturbance, shall upon conviction thereof, be fined in a sum of not less than two (\$2) dollars and costs nor more than fifty (\$50) dollars, and in default of payment shall be committed as provided by law.

Section 6. (Cruelty to animals. Penalty.) It shall be unlawful for any person, within the City of Washburn to inhumanely, unnecessarily or cruelly beat, injure or otherwise abuse any dumb animal, and any person guilty of a violation of this section shall be subject to a fine of not less than five (\$5) dollars nor more than fifty (\$50) dollars for each offense.

Section 7. (Sabbath breaking. Penalty.) It shall not be lawful for any person on the first day of the week, commonly called Sunday, to engage in any ordinary labor, trade or business, or to keep open any house, trade, shop, place of business or amusement, except in case of actual necessity; Nor shall it be lawful for any person or persons, on the first day of the week, commonly called Sunday, to engage to the annoyance or disturbance of others, in the amusement of dancing, boxing, hunting or running horses, and any person violating this section or any of its provisions, shall be subject to a fine of not less than five (\$5) dollars nor more than fifty (\$50) dollars for each offense.

Section 8.(Indecent Act.Nudity Unlawful.Penalty.) Whoever in this City shall appear in any public place in a state of nudity or in a dress not belonging to his or her sex, or in indecent or lewd dress, or shall make any indecent exposure of his or her person, or shall be guilty of any obscene, indecent or lewd act or behavior, shall upon conviction thereof, be subject to a fine of not less than five(\$5) dollars nor more than one hundred(\$100)dollars.

Section 9.(Lewd books and pictures unlawful.Penalty.) It shall be unlawful to exhibit, sell or offer to sell any indecent or lewd book picture or other thing, or to exhibit any indecent, immoral or lewd representation in any public/~~place~~ ^{private} open to the view of any person or collection of persons, or paste up, place, write, mark, draw, cut, engrave or make any obscene, lewd or indecent notice, handbill, advertisement, picture, drawing, sentence, word, design or figure, and any person violating any of the provisions of this section shall be subject to a fine of not less than five(\$5)dollars nor more than fifty(\$50)dollars for each offense.

Section 10.(Unlawful to expose Jack, Bull or Stallion.When.Penalty) No person shall parade, exhibit or unnecessarily expose in any street or other enclosed place within the city, any bull, jack, stallion or horses kept for mares, or let any such bull for service, or let any such jack or stallion or horse to any mare within twenty rods of any dwelling, nor unless the same be done within a good and sufficient enclosure at least eight feet high and without cracks, crevices or apertures. Every person violating the provisions of this section shall be subject to a fine of not less than five(\$5)dollars nor more than fifty (\$50) dollars.

Section 11.(Unlawful to refuse admittance to the Mayor and Police. When. Penalty.) If any owner, occupant of, or any person within any gambling house or gambling rooms, or any disorderly House, Bawdy house or any house of ill fame within the City of Washburn shall refuse to permit the Mayor, chief of police or other police officer to enter the same for the purpose of seeing that the ordinances of the city are enforced, or shall in any way hinder, obstruct or prevent the mayor, chief of police or other police officer from entering therein for such purpose, such person or persons shall be liable to a fine of not less than ten(\$10)dollars nor more than one hundred (\$100)dollars for each and every offense.

Section 12.(False alarm of fire or Police call.Penalty.) It shall be unlawful for any person or persons to give or create any false alarm of fire as by crying "Fire" or other words of like import, or give or create any false alarm of police, as by crying "Police" or other words of like import; nor shall any person other than a police officer in the discharge of his duties, give, make or sound any alarm or call on or with any policeman's whistle or other instrument commonly known or used by any of the police officers of the city in making alarms or calls while in the discharge of duty. Any person violating any of the provisions of this section shall be liable to a fine of not less than five(\$5)dollars nor more than twenty five(\$25)dollars for each offense.

Section 13. (Unlawful to stick up handbills, ect., When. Penalty.) Whoever shall without first obtaining the consent of the owner or proprietor, paste up, stick up, or post handbills, placards or posters or make, print or mark any word, letter or advertisement of any kind upon any private house, store or other building or upon any fence, railing wall or other property, or who shall post up, stick up, nail up, or paste any hand bills, placards or posters of any kind, or make, print or make any word, character or advertisement upon any public building bridge, fence, railing, sidewalk, telegraph pole, telephone pole, electric light pole or other public property within the city, except in compliance with the ~~law~~ ⁱⁿ requirements of law in the posting of legal notices, shall be liable to a fine of not less than ten(\$10)dollars nor more than twenty five(\$25)dollars for each and every offense.

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Section 14. (Unlawful to leave paper or waste material in Street. Penalty) It shall be unlawful for any person, firm or corporation to throw, place or leave upon any street or alley within the City of Washburn, any paper, cloth or waste material or leave in any yard, or place where the same may blow or be liable to blow upon any street or alley within the city, any paper, cloth or waste material. Any person violating any of the provisions of this section shall be liable to a fine of five(\$5)dollars for each and every offense.

Section 15 (Obstruction of streets and crossings. Penalty) No driver of any team or vehicle shall stop the same on any street, avenue lane or alley of the city in such manner as to prevent or hinder other teams or vehicles or persons from passing at all times unless in case of absolute necessity; nor shall any driver of any team or vehicle stop the same at any regular crossing of said street or alley or lane or avenue so as to prevent the free passage of persons traveling or passing on foot, and every person violating the provisions of this section shall, on conviction thereof, be fined in a sum of not less than one(\$1)dollar and not more than ten(\$10) dollars.

Section 16.(Openings not to be left unguarded. Penalty) It shall be unlawful for any person in said city to leave or keep open, uncovered or unguarded, any cellar door, pit, grating or any vault or subterranean passage opening from, into or upon any street, alley or sidewalk; and it shall be unlawful for any person to suffer any such cellar door or vault, grating or other openings or place of a like nature connected with the premises owned or occupied by him or her to remain in an insecure or unsafe conditions so that persons may fall into, or be otherwise injured by the same; any person who shall violate or fail to comply with any of the provisions of this section, shall, upon conviction pay a fine of not less than five(\$5) dollars nor more than one hundred(\$100) dollars for each offense.

Section 17.(Rates of speed on streets. Penalty) It shall be unlawful for any person to ride or drive upon the streets, alleys and avenues within the limits of the City of Washburn faster than a trot; and no vehicle of any kind shall be driven at a greater speed than eight miles per hour. Any person violating any of the provisions of this section shall be fined in the sum of three(\$3)dollars and costs.

Section 18.(Unwholesome meats. Penalty) Any person who shall within this city, sell or offer for sale, himself or by his servant, agent or clerk, any diseased animal or tainted, spoiled or unwholesome meat, flesh or provision, shall be liable to a fine of not less than five(\$5)dollars nor more than fifty(\$50)dollars,

Section 19.(Vicious animal. Penalty) Whoever, in this city, being the owner or keeper of any dangerous, vicious or mischievous, or unruly dog or other animal, and knowing said animal to be such, shall suffer or permit the same to be run at large, shall upon conviction, be subject to a fine of not less than five(\$5)dollars and not more than fifty(\$50)dollars.

Section 20. (Vagrants. Who are. Penalty) That any person able to work and support himself or herself in any honorable calling or labor not having visible means to support himself or herself, who shall be found loitering or strolling about the streets, alleys, avenues or lanes or public or private places within the city, or who shall be an idle or dissolute person, or who shall go about begging in any part of the city, not having any regular business, or who shall occupy for the purpose of lodging, any barn, shop, shed, railway car, or place other than those that are kept for that purpose, without the permission of the owner or party entitled to the possession thereof, or who shall be found loitering or strolling about or frequenting or remaining at any place or places where liquor of any kind is sold, kept or drunk, or other public place such as groceries, tippling houses, beer houses, eating houses, market places, houses of ill fame or bad repute, ten-pin alleys or billiard rooms, places where tramps and vagabonds usually resort and congregate, or who shall lead an immoral, idle or profligate course of life, shall be deemed and is hereby declared to be a vagrant and it shall be the duty of any member of the police force of the city

to arrest either with or without warrant, all such persons and take them before the police magistrate or city justice of the peace, and complaint shall be against them as in other cases for the violation of any section of this ordinance; and every person convicted of being a vagrant under the provisions of this section shall be fined in a sum not less than one(\$1)dollar and not more than fifty(\$50) dollars for each offense; and the court before whom such conviction is had may in the judgement require that such person shall be required to work for the city at such labor as his strength will permit, not exceeding ten hours each working day, and provide that for such work the person shall be allowed, exclusive of his board, one dollar and twenty five cents for each days work on account of such fine and costs.

Section 21.(Persons lying in wait to commit crimes, Penalty) Any person found lurking, lying in wait or concealed in any house or other building, or in any yard or other place within the limits of the City of Washburn, with the intent to do any mischief or pilfer or commit any crime or misdemeanor whatever shall for every such offense on conviction thereof, be punished by a fine not exceeding one hundred(\$100) dollars and stand committed until paid.

Section 22 (Riots Unlawful. Penalty) Any person who shall make or assist in any riot or disturbance, or who shall be guilty of any disorderly, indecent, immoral or insulting conduct, profanity, language or behavior, or who shall be in a state of intoxication on the streets or elsewhere in the city, and all persons who shall collect in bodies or crowds in said city for unlawful purposes, to the annoyance or disturbance of the citizens or travelers, shall for each offense, upon conviction thereof be punished by a fine not exceeding one hundred (\$100)dollars and stand committed until paid.

Section 23 (Unlawful to carry weapons. Penalty) Any person found armed within the corporate limits of the City of Washburn, with a dirk, dagger, sword, pistol, revolver or other offensive or dangerous weapons, without reasonable cause to fear an assault or other injury or violence to his person, or to his family or property, shall upon conviction thereof, be punished by a fine not exceeding one hundred (\$100)dollars, and stand committed until paid.

Section 24. (Unlawful to discharge fire arms, crackers, ect. Penalty) It shall be unlawful within the limits of the city of Washburn to fire off or discharge any gun, firearms, fireworks or firecrackers, except at such times and places as the mayor may expressly permit or direct and any person who shall violate any of the provisions of this section shall be punished by a fine not exceeding ten (\$10)dollars and stand committed until paid.

Section 25 (Unlawful to maintain stand or wagon on street for sale of goods. Penalty.) It shall be unlawful for any person upon any street or public ground within the city to set up any stand or wagon for the purpose of selling therefrom or exposing for sale any meat, provisions, refreshments or any goods or merchandise or to cry out and expose for sale any property whatever without the written permission of the mayor or city council. Any person who shall violate any of the provisions of this section shall upon conviction thereof be fined not less than five(\$5)dollars nor more than fifty(\$50)dollars.

Section 26 (Unlawful to exhibit any show without license. Penalty) No person shall upon any of the public streets or grounds within said City, without first having obtained a license therefor or the written permission of the Mayor, exhibit any show or performance of any kind which may obstruct public travel or cause a gathering of multitudes of people upon the streets or sidewalks, or tend to the injury of any public park, nor call any public meeting upon any street or alley or public ground nor address any multitude of people upon any such street alley or public ground, without license or permission as aforesaid. Any person or persons violating any of the provisions of this section shall upon conviction be fined not less than five(\$5)dollars nor more than fifty(\$50)dollars.

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Section 27 (Preventing assemblies on streets sct. Penalty) It shall be unlawful for any number of persons to assemble upon any sidewalk, bridge, street, alley, or public way in the City of Washburn which tend to hinder or impede free public travel thereon or hinder or impede free egress or ingress to and from any place of business, public hall, church or other buildings and any of the persons so assembled who shall refuse or neglect to move away, depart and give free passage after being requested to do so by the chief of police or any police officer, or by the owner, occupant or manager of any such place of business, hall or church, obstructed as aforesaid shall be guilty of a misdemeanor, and upon conviction thereof, shall be fined not less than five(\$5)dollars nor more than fifty(\$50)dollars.

Section 28. (Persons using streets not to be molested.) Every person who shall, while tarrying or walking upon any of the streets or public ways in said city, or at any entrance to any place of business, hall or church, wrongfully hinder or impede the passage of any person, or who shall by rude, obscene, vulgar, indecent or threatening language, or by an indecent act gesture or noise, molest, annoy insult or put in fear any person passing or attempting to pass upon any such sidewalk, way street or entrance, shall be guilty of a misdemeanor, and on conviction thereof, be fined not less than five(\$5)dollars nor more than fifty(\$50) dollars.

Section 29. (Begging prohibited. Penalty) No person shall within said city place himself upon any sidewalk or public street or place for the purpose of begging or receiving alms, or go about said city from place to place, begging alms, without the written permission of the mayor. Any person violating ~~th~~ any of the provisions of this section shall be fined in a sum not less than five (\$5) dollars nor more than fifty (\$50) dollars.

Section 30. (Games not to be played in streets. Penalty.) No person shall within the City of Washburn upon sny street or alley, take part in any game of ball, nor shall any person upon any such streets or alley t/take part in any game of throwing or tossing ball or flying kite, or any other game or play tending to frighten teams or to impede or endanger travel thereon, or to endanger window glass or other property adjacent to such streets or alleys. Any person or persons violating any of the provisions of this section shall be fined not less than one(\$1)dollar and not more than ten(\$10)dollars.

Section 31. (Fine, Imprisonment, ect.) No penalty under this ordinance shall exceed one hundred (\$100) dollars; and no imprisonment shall exceed three months for one offense; costs may in all cases, except where it would increase the penalty beyond one hundred dollars, be imposed in addition to the fine, and any person upon whom any fine or penalty shall be imposed, may, upon the order of the court before whom the conviction is had, be committed to jail until such fine, penalty and costs shall be fully paid.

Read the first time, September 9, 1908.
Read the second time, October 12, 1908.

Passed, January 20, 1909.
Approved, January 20, 1909.
(Seal)

Theo. J. Haugeberg,
Mayor.

Attest: Theo. Serr,
City Auditor.