

ORDINANCE NUMBER 111
OFFENSES

AN ORDINANCE DEFINING OFFENSES AND PRESCRIBING PENALTIES FOR VIOLATION.

Be it ordained by the Council of the Town of Buffalo, Iowa:

SECTION 1. It shall be unlawful to commit any of the following acts:

MORALS

1. Be, or be found, in a state of intoxication.
2. Be, or be found, in a state of vagrancy.
3. Publicly, or in the hearing of others, curse, swear, or use profane, blasphemous, obscene, abusive or vulgar language.
4. Appear in any street or public place in a state of nudity or in any indecent or obscene dress.
5. Make any indecent exposure of the person, or commit any indecent or lewd act.
6. Sell or offer for sale any indecent, lewd, or obscene book, picture, publication, or thing.
7. Perform or present any indecent, immoral, or obscene play, picture, publication, or thing.
8. Print, write, stamp, or paint anything obscene, indecent, immoral, or vulgar.
9. Allow, suffer, or permit in any house, room, or place owned, occupied, or controlled, any prostitution or lewdness.
10. Solicit any female to ride in any motor vehicle for immoral purposes.
11. Play any game, make any bet, or play any machine, device, or contrivance of any kind for money or other thing of value.
12. Maintain, run, or operate any game, machine, device, or contrivance as a game of chance.
13. Allow, suffer, or permit in any house, room, or place owned, occupied, or controlled, any gambling or game of chance.
14. Keep, be an inmate of or connected with, contribute to the support of, own, or be interested in as owner or landlord, or transport others to or from any house, room, or place resorted to for the purpose of gambling, prostitution, or lewdness, or where gambling, prostitution, or lewdness is carried on.

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PEACE

15. Engage in, offer, or threaten to fight or quarrel, or use blows or violence toward another in an angry or quarrelsome manner, or strike, assault, or fight another person.
16. Occupy for lodging, gambling, prostitution, card playing or other purposes, any barn, stable, shed, office, car, or other building or place without the consent of the owner or party in possession or entitled to the same.
17. Join any group or company of persons on any sidewalk or crossing so as to obstruct the free passage thereon, or the entrance to any public building, place of business, or church.
18. Loaf around or congregate about any church or upon the sidewalks or streets adjacent thereto, during the time of any service in the church.
19. Loiter about the streets or alleys after the hour of eleven o'clock P. M.
20. Loiter about the railway yards, depots, or any public building unless having business there.
21. Beg food, money, or any other thing.
22. Interfere with or hinder the Marshal or any Policeman or Officer in making arrests or in the discharge of his duties.
23. Encourage or counsel resistance to any officer.
24. Falsely claim or represent to be an officer or without authority exercise or attempt to exercise any of the duties, functions, or powers of an officer.
25. Discharge any cannon, gun, pistol, revolver, or firearm of any description, without first having obtained written permission of the Mayor.
26. Carry any concealed weapon, either revolver, pistol, razor, dirk, knife, metal knuckles or other dangerous weapon.
27. Be concerned in, or join or participate in, any assemblage, meeting, concert, procession, or other exercise or display upon any street, alley, public ground, or other place without a written permit issued to one or more of the participants thereof by the Mayor.
28. Annoy passengers or citizens, or obstruct any sidewalk, crossing, or platform at any railway station.
29. Refuse or neglect to conform to any regulation adopted by the railroad company or companies owning or occupying any railroad station.

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30. Obstruct the operation of any railway or interfere therewith by placing any stick, stone, or obstacle upon the tracks or rails.

HEALTH

31. Sell or expose for sale any putrid, blown, tainted, or unsound meat or fish, or any rotten or unsound eggs, butter, lard, vegetables, fowl, game or any other article of food.
32. Sell or expose for sale the flesh of any animal that was diseased, overheated, or run down by dogs, at or before the time such animal was butchered or slain, or which died a natural or violent death not in the usual manner of killing animals for food.
33. Sell the flesh of any boar, ram, or bull without informing the purchaser of the character and kind of flesh, or keep, maintain, or use any building as a slaughter house.
34. Spit, expectorate, deposit, or place any sputum, spittle, phlegm, tobacco juice, cigarette stumps, cigar stumps, or quids, or tobacco upon the floor or stairway of any building, or sidewalk, or depot platform, or upon the outer walls or windows of any building.
35. Distribute any package of medicine, pills, or other free sample packages of any preparation for medicinal purposes by leaving the same on porches or doorsteps or about the premises of any building or business house, or upon any lot, street, sidewalk, or place.
36. Throw, place, or deposit or cause, or permit to be thrown or placed or deposited on any street, alley, sidewalk, stream, ditch, ravine, drain, or other public place, or upon the premises of any other person, any filth, carrion, offal, trash, waste, manure, ashes, cinders, bottles, broken glass, cans, or rubbish of any kind.
37. Bring, haul, or carry by means of any steamboat or any other vessel, any person whomsoever, who is diseased with smallpox, cholera, ship fever or any other communicable or contagious disease, into the town.
38. Bathe, wash, or swim, when naked or insufficiently clothed, in the Mississippi River, within the town limits.

PUBLIC PROPERTY

39. Start, maintain, or allow a fire of any kind on any pavement.
40. Hinder or obstruct the making or repairing of any public improvement or work.

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41. Remove or cause to be removed any dirt, sand, stone, rock, tree, shrub, plank, sidewalk, or fence from any street, alley, highway, lot, or ground belonging to the municipality without permission from the Council.
42. Dig or in any manner break any sidewalk, curb, pavement, street, alley, or public ground without replacing the same in as good condition as found.
43. Tear down or destroy any resolution, order, ordinance, advertisement, or official notice posted by order of the Council or any public officer, or by the person entitled to possession of the property.

PRIVATE PROPERTY

44. Cut, hack, break, deface, or otherwise injure any ornamental or shade tree, railing, fence, private building, or other property.
45. Enter any yard, garden, orchard, or private premises and cut, hack, pull, carry away or destroy any flowers, fruit, shrub, plant, or vegetable, without the consent of the owner or person in charge.
46. Cut across or enter upon any lot or ground or go up or down any terrace without the consent of the owner or person in charge, or lead or drive any stock or allow any stock to travel over or upon any lawn, terrace, or parking.
47. Paste, write, print, stamp, nail, or affix to any building, erection, fence, tree, lamp post, sidewalk, telephone, telegraph, or other pole, or to any other improvement, any poster, show bill, hand bill, or other printed or written notice or sign.
48. Buy or receive any property from a minor without the written consent of parent or guardian.
49. Throw any stone, stick, or other thing whereby any person may be, or shall be hit or hurt, or any window broken, or other property injured or destroyed.

STREETS SAFE

50. Obstruct or cause to be obstructed any street, alley, highway, or sidewalk, or erect or hang any gate so the same will open outward.
51. Play ball on the streets or on any vacant lot without the consent of the owner.
52. Throw any projectile from any sling, catapult, nigger shooter, or air gun or shoot an arrow with any bow or cross-bow upon any street, alley, or other public place.

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53. Move, aid, or assist in moving any building in, along, or over any of the streets or alleys without having first obtained a written permit therefor from the Mayor.
54. Allow or suffer any wagon, engine, machinery, or vehicle to be in any street, alley, or highway for more than twelve hours.
55. Permit any weeds, thistles, brush, or plants to overhang or encroach on any sidewalk adjoining the owner's property.
56. Place or allow to remain on any street, alley, or sidewalk for a longer period of time than twelve hours, any wood, coal, or fuel of any kind, or cut, saw, or split the same upon any sidewalk.
57. Keep open any cellar door, grating, or cover to any vault, or fail properly to protect, or grate all openings on or within six feet of any street, alley, sidewalk or highway.
58. Make any excavation in any street, alley or public place or within ten feet of any sidewalk, street, alley, or public place and not secure the excavation by an enclosure at least four feet high, substantially built and with red lights placed and burning during the entire night.
59. Ride on any sidewalk by means of any bicycle or other vehicle.
60. Ride a bicycle on any of the streets, avenues, highways, or alleys later than one-half hour after sundown without a lantern of sufficient power to warn people of its approach, to be fixed on the handle bars or the front fork of the bicycle.
61. Ride a bicycle without a bell attached to the handle bars, or fail to ring the same as a warning when approaching any person.
62. Ride a bicycle in a careless manner, or fail to keep at least one hand on the handle bars, or ride at a greater speed than ten miles per hour.

STREETS CLEAN

63. Leave any paper removed or coming from bill-boards on any street or sidewalk.
64. Throw, place, or deposit or cause or permit to be thrown, placed, or deposited, any glass, nails, or other sharp substance, ashes, straw, paper, sweepings, brush, weeds, or rubbish of any kind upon any sidewalk, street, alley, highway, gutter, drain or public ground.
65. Throw, place, or deposit, or cause or permit to be thrown, placed or deposited upon any street, alley, or highway, or into any gutter or drain, or upon any lot, park, or ground, any paper, hay, straw, grass, leaves, shavings, or other inflammable substances without causing the same to be burned, and any

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unburned material must be removed from the streets by the property owner.

66. Erect any stairs or steps to the first or second floor of any building upon or over any part of any sidewalk, street, or alley without having first obtained permission, by resolution, of the Council.
67. Construct or build a stairway or passageway to any cellar or basement by occupying any part of the sidewalk, street, or alley, or enclose any portion of the same with a railing, without having first obtained permission, by resolution, of the Council.
68. Place or deposit any building material in any street, without a written permit from the Mayor, subject to revocation by the Council, to use part of the street in front of or adjacent to the lot whereon such building is erected for depositing thereon the material for such building, but all material shall be placed in such a manner as not to obstruct the gutters of the street. The person occupying a portion of the street shall at all times enclose or guard the same in such a manner as to protect persons and animals from injury thereby, and with red lights placed and burning through the entire night.
69. Erect or maintain any awnings, unless all parts of the same be elevated at least eight feet above the upper surface of the sidewalk and the roof or covering made of duck, canvass, or other suitable material supported by iron frames or brackets firmly and securely fastened to the building, without any posts or other device that will obstruct the sidewalk, or hinder or interfere with the free passage of pedestrians.
70. Erect, or keep any stand for the sale of fruit, eatables, or other substance or commodities on any sidewalk, street, or alley, or use or occupy any part of a street or alley with any vehicle for the sale therefrom of any article without written permission of the Mayor.
71. Erect or maintain any sign post or other post or pole for any purpose except by permission of the Council.
72. Place or maintain any barb wire to enclose in whole or in part any part, lot, or parcel of ground.
73. Cause or permit any water spout, trough, gutter, or balcony extending from any building owned or leased, to discharge or conduct water upon the surface of any sidewalk, but all such water shall be conducted under the sidewalk in accordance with plans of the Street Commissioner and under his direction.
74. Allow or suffer any omnibus, hack, delivery wagon, or other vehicle, excepting horse carts, ladder trucks, or other vehicles while in use by the fire department, to occupy more space from the curb to curb on any street or avenue than the width of said vehicle, by permitting the same to stand transversely or otherwise for a longer period than thirty minutes, without written permission from the Mayor.

ANIMALS

75. Inhumanly or cruelly abuse or beat any animal.
76. Keep or maintain any swine within two hundred feet of a private dwelling house.
77. Stake out or allow to run at large any cattle, horses, mules, chickens, ducks, geese, or other domestic animals or poultry of any kind.
78. Have charge of a herd of more than six animals and not have a person constantly with such herd.
79. Leave any horse, team, or other animal in any street, alley, or public place without tying, fastening or guarding so as to prevent its escape.
80. Drive, ride, lead, place, or allow any animal or vehicle upon any sidewalk, terrace, parking, or lot or leave the same standing on or across any footway or crossing excepting that a person may lead, drive, or ride any animal over any sidewalk into a lot or building with the consent of the occupant or owner.

DANGER FROM FIRE

81. Use a stove in any house, store, shop or other building without placing thereunder a plate or platform of brick, stone, sheet iron, zinc, or earth to sufficiently protect the floor.
82. Use any stove pipe, unless it be at least three inches from any wood at its intersections with any floor, partition, or ceiling through which it may pass, and pass through an earthen, tin, or other fire-proof material ventilator, extending at least two feet above and beyond the floor, partition or ceiling through which it passes.
83. Maintain or use any chimney where the plaster or mortar is worn out so that the same is in an unsafe condition or so as to allow smoke to escape between the bricks.
84. Cover any chimney openings with cloth or paper without first closing such opening with a metal stop or brick or mortar.
85. Set fire to any chimney for the purpose of burning out or cleaning the same, except in the day time, and not then, unless it is raining or there is snow on the roof of the building.
86. Deposit ashes in any house, cellar, or building or within ten feet of any building, fence, wood pile, or wooden structure or sidewalk, except in secure metal, brick, stone, or other non-combustible receptacle.

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87. Boil oil or varnish within twenty feet of any building without permission of the Mayor or Chief of the Fire Department.
88. Set off or fire any squibs, firecrackers, fireworks, or gunpowder in any place in the incorporate limits unless by written permission of the Mayor limiting the time of such firing.
89. Permit any assembly of people in any hall, opera house, theater, church, place of amusement, or other place unless all the doors of exits shall swing outward and be unlocked and easy to open while the assembly is therein.
90. Violate any of the rules of the local Board of Health.
91. Violate any ordinance where no penalty for the violation is prescribed.

SECTION 2. Anyone violating any of the provisions of this ordinance shall, upon conviction, be subject to imprisonment not exceeding thirty days or to a fine not exceeding one-hundred dollars. Whenever the fine and costs imposed for the violation of this ordinance are not paid, the person convicted may be committed to jail until the fine and costs are paid, not to exceed thirty days.

SECTION 3. This ordinance shall be in force and effect from and after its passage and publication as provided by law.

Passed by the Council of the Town of Buffalo, Iowa this _____ day of _____, 1953.

Approved by the Mayor of the Town of Buffalo, Iowa this _____ day of _____, 1953.

James W. Williams) Mayor
Lelia M. Pagel , Clerk