

DISORDERLY CONDUCT AND DANGEROUS WEAPONS ORDINANCE # 106

WHEREAS, due to increasing problems with minor children within the city limits we are enacting a Disorderly Conduct and Dangerous Weapons Ordinance.

THEREFORE,

It is unlawful for any person to: (1) act in a violent or tumultuous manner toward another, whereby any person is placed in fear of safety of his or her life, limb or health, or (2) act in a violent or tumultuous manner toward another, whereby public property or property of any other person is placed in danger of being destroyed or damaged, or (3) endanger lawful pursuits of another by acts of violence, angry threats and abusive conduct, or (4) cause, provoke or engage in any fight, brawl or riotous conduct so as to endanger the life, limb, or health or property of another or public property, or (5) assemble or congregate with another or others for the purpose of causing, provoking or engaging in any fight or brawl, or (6) be found jostling or roughly crowding or pushing any person in any public place, or (7) collect in bodies or in crowds for unlawful purposes, or (8) assemble or congregate with another or others for the purpose of or with the intent to engage in gaming, or (9) use "fighting words" directed towards any person who becomes outraged and thus creates turmoil, (10) assemble or congregate with another or others for the purpose of doing bodily harm to another, or (11) by acts of violence, interfere with another's private property.

It is unlawful for any person to : (1) recklessly handle or use a gun or other dangerous weapon or explosive so as to endanger the safety of another; or (2) intentionally point a gun of any kind, capable of injuring or killing a human being and whether loaded or unloaded, at or toward another; or (3) possess any other dangerous article or substance for the purpose of being used unlawfully as a weapon against another; or (4) permit, as a parent or guardian, any child under eighteen years of age to handle or use, outside of the parent's or guardian's presence, a firearm or air gun of any kind, or any ammunition or explosive; or (5) sell a minor under eighteen years of age a firearm, air gun, ammunition, or explosive without the written consent of his parent or guardian or of the Police Department.

It is unlawful for any person to fire or discharge any cannon, gun, pistol or other firearm, firecracker, sky rocket or other fireworks, air gun, air rifle, sling shot, or other similar device commonly referred to as a B-B gun.

It is unlawful for any person to shoot a bow and arrow except in the Physical Education Program in a school supervised by a member of its faculty, a community-wide supervised class or event specifically authorized by the Chief of Police, or a bow and arrow range authorized by the Council.

Procedure Upon Arrest; Penalties. Any minor under the age of eighteen years who violates any of the provisions of this Ordinance shall be guilty of a misdemeanor and shall be subject to arrest. Upon such arrest, the minor shall be taken and delivered into the hands of the parent, guardian or other person having the care and custody of the minor, or the minor may be placed under detention at the police station and his or her parents or guardian notified to call for him. Upon the second or any subsequent offense, the minor shall be dealt with in accordance with juvenile court law and procedure.

Since we are without law enforcement in the City of Sargeant any adult may report a Disorderly Conduct and Dangerous Weapon violation to the Mower County Sheriff Department. They will in turn follow through with the complaint as stated above.

BE IT ADOPTED AND PASSED THIS 30 DAY OF April, 1997

APPROVED BY:

Charles L. Hingsch
Sally Lumba
Jeff Zelinske
Scott Johnson
Kathleen Zelinske

Scott Johnson, Mayor

Kathleen Zelinske, City Clerk