

ach

c#

THE CHARTER

AND

REVISED ORDINANCES

OF THE

CITY OF PALMYRA

MISSOURI

TO WHICH ARE PREFIXED

The Provisions of the State Constitution Affecting Municipal Corporations and Statutory Laws Affecting Cities Under Special Charter.



Printed and Published by Authority of the Mayor and City Council.



REVISION OF 1908



PALMYRA, MISSOURI

1908

SOSEY BROS., PRINTERS
PALMYRA, MO.

1908.

APR 17 1909

ARTICLE V.

OFFENCES AFFECTING PUBLIC SAFETY AND MORALS.

Sec.

1. Persons using obscene or profane language.
2. Persons who obstruct the thoroughfare.
3. Persons who congregate about public places.
4. Persons who congregate on street corners.

Sec.

5. Not to damage public property.
6. Bawd forbidden to wander on the streets.
7. Female of bad repute not to frequent the street.
8. Duty of City Marshal.
9. Penalty for violating this ordinance.

Sec. 1. Any person who shall in any street, highway or thoroughfare in said city, or who shall in, at or near any public assemblage of people in said city make use of any unseemly, obscene or profane language shall be deemed guilty of a misdemeanor.

Sec. 2. Any person who shall stand, sit or loaf on any street, highway or thoroughfare in said city, or on any pavement in said city so as to hinder, impede or obstruct the free passage to and fro on said street, highway, thoroughfare or pavement shall be deemed guilty of a misdemeanor.

Sec. 3. Any three or more persons, who shall congregate, stand, sit and loaf in front of any store-house, public building, saloon or other place of business on Main street, shall be deemed guilty of a misdemeanor.

Sec. 4. Any three or more persons, who shall congregate, stand, sit and loaf, at or near the street corners or at or near any store-house, public building, saloon or other public place of business in said city shall be deemed guilty of a misdemeanor.

Sec. 5. Any person or persons, who shall stand, sit and loaf in and about or around the court house building or who shall break, cut, hack or in any other manner whatever injure or destroy any portion of the fencing, shade-trees or other property around or in the said court house square or public spring park, shall be deemed guilty of a misdemeanor.

Sec. 6. Any courtesan, prostitute, bawd or lewd woman or woman of bad repute or reputation who shall be found wander-

ing about or frequenting the street in said city in the day or night time, shall be deemed guilty of a misdemeanor.

Sec. 7. Any female inmate of any house of bad repute who shall be found wandering about the streets in the night time shall be deemed guilty of a misdemeanor

Sec. 8. It shall be the duty of the City Marshal and police officers to enforce the foregoing provisions of this article and to arrest all persons violating the same, and if the Marshal of said city or any police officer thereof shall wilfully fail, neglect or refuse to enforce the same, he or they shall be deemed guilty of a misdemeanor.

Sec. 9. Whoever shall be convicted of a violation of this article shall be fined a sum not less than five dollars nor more than one hundred and fifty dollars.

ARTICLE VI.

OFFENCES AGAINST OFFICIAL AUTHORITY.

Sec. 1. Personating of officers, exercising office without authority, resisting officer, &c.		Sec. 2. Breaking or escaping from prison. 3. Carrying concealed weapons.
---	--	--

Sec. 1. Whoever shall, in this city, falsely represent himself to be an officer of this city, or shall, without being authorized by the city, exercise or attempt to exercise any of the functions or powers of a city officer, or shall hinder, obstruct, resist, or otherwise interfere with any city officer in the discharge of his official duties, or attempt to prevent any such officer from arresting any person, or attempt to rescue from such officer any person in his custody, shall be deemed guilty of a misdemeanor.

Sec. 2. If any person lawfully detained or imprisoned in the prison or calaboose of this city, or held in legal custody of an officer of this city, shall break or escape from such prison or calaboose, or shall by force of violence escape or attempt to escape from such prison or calaboose, or from such officer, such person shall be deemed guilty of a misdemeanor.

Sec. 3. If any person in this city shall carry concealed upon or about his person any deadly or dangerous weapon, or shall go into any church or place where people have assembled for religious worship or into any school room or place where people are assembled for educational, literary or social purposes, or to any election precinct on any election day, or into any court room during the sitting of court, or into any public assemblage of persons met for any lawful purpose other than for militia drill, or meetings called under the militia law of this State, having upon or about his person any kind of fire-arms, bowie-knife, dirk, dagger, slung-shot, or other deadly weapon or shall, in the presence of one or more persons, exhibit any such weapon in a rude, angry or threatening manner, or shall have or carry any such weapon upon or about his person when intoxicated or under the influence of intoxicating drinks, or shall directly or indirectly, sell or deliver, loan or barter to any minor any such weapon, without the consent of the parent or guardian of such minor, he shall, upon conviction, be punished by a fine of not less than fifty nor more than one hundred and fifty dollars.

ARTICLE VII.

PENALTIES.

Sec.
1. Penalties.

Sec.
2. Definition of misdemeanor.

Sec. 1. Whoever shall be convicted of a misdemeanor, under any provision of this ordinance, in a case wherein special penalty is prescribed, shall forfeit and pay to the city a sum not less than one dollar, nor more than one hundred and fifty dollars, for the first offence; for the second offence of a like nature, he shall forfeit and pay not less than double the minimum penalty aforesaid; for the third offence of a like nature, not less than treble said minimum, and so on, increasing the minimum three dollars upon each additional conviction.

Sec. 2. The word "misdemeanor," whenever occurring in

any ordinance, shall be construed to mean, and shall stand in lieu of the words "a violation of ordinance."

Approved July 2, 1908.

J. W. OWSLEY, Mayor.

Attest: J. M. SOSEY, Clerk.

(No. 37.)

An Ordinance concerning Recorder's Court, and Regulating Proceedings therein.

Sec.

1. Court held by whom.
2. Jurisdiction, form of statement.
3. Statement may include several persons charged with same violation. No suits to be dismissed for defects of form.
4. Recorder, when to issue warrant, how served.
5. Proceedings to be in a summary way—when court to be held.
6. Writ or warrant not to issue when—trial upon written report of the City Marshal—party requiring it; City Attorney to file statement.
7. Officers to attend as witnesses without being summoned.
8. Cause to be determined when—continuance granted when.
9. Persons arrested may be bailed when, condition of bail bond.
10. Bond to be filed with Recorder.
11. Judgment on bail bond, when to be rendered.
12. Judgment on bail bond, when to be set aside.
13. Proceedings—when statement is insufficient.
14. Persons in custody to be tried—when prisoners to be delivered by calaboose keeper or jailer to the City Marshal.
15. Suits for trial and judgment thereon to be entered on Recorder's docket.
16. Persons in custody to be tried first—suits to be called up in the

Sec.

21. Recorder may punish for contempt.
22. Depositions may be read when.
23. When testimony of females required their deposition may be taken.
24. Notices served on the city, how.
25. Recorder may appoint City Attorney when.
26. Jury, what shall compose.
27. When Marshal is of kin to prosecutor or defendant, or prejudiced, how to proceed.
28. Juries, how sworn.
29. Persons jointly accused, how tried.
30. Verdict of jury, form of, &c.
31. Jury may assess penalty when—prosecutor to pay cost when.
32. Appeals taken how.
33. City not required to give bond.
34. There shall be kept by the Recorder, &c.
35. Recorder issue executions, how and when.
36. City Attorney may take appeal when.
37. Affidavit for city, made by whom.
38. Witness fees regulated.
39. No city officer to charge for attendance as witness.
40. Recorder and Marshal, how governed, &c.
41. Recorder to keep a docket and execution book, &c.