

ORDINANCE NO 7

Relating to disturbances of the peace and other offenses, the common council of the Village of Finlayson do ordain:

Section 1: That if any person or persons shall within the corporate limits of the village of Finlayson willfully disturb the peace or the quiet of the citizens of said Village by any loud or unusual noise or by singing, hollering, or screaming, using profane or obscene language, or by any other means or devises whatever, or by cruelly beating or abusing any dumb animals or neglect to properly care for them, or by quarrelling or threatening to or assaulting, or fighting under any pretence whatever each and every such offender, shall be deemed guilty of a misdemeanor or a breach of this ordinance and upon conviction thereof shall be punished by a fine of not less than five dollars nor more than one hundred dollars or by imprisonment in the village jail or other place of confinement not less than five days, nor more than sixty days or both in the discretion of the justice court.

Section 2: In case the party convicted of a breach of this ordinance and sentenced to pay a fine as contained in section one of this ordinance is not able to pay or does not pay said fine, the village justice shall make an order causing the party thus arrested and convicted, to work upon the streets under the care and supervision of the marshal or some other officer of said village at one dollar and fifty cents per day until such fine is paid. In case the party so convicted and fined, refuses to pay such fine and also refuses to work upon the streets when ordered, the said party not being sick or unable to work, he shall by an order of the village justice be place in solitary confinement and allowed no other diet or food but bread and water until such fine be paid at one dollar and five center per day for each day of said confinement or until the party so convicted is willing and does so work upon the streets, or until the fine is paid.

Section 3: Any person or person permitting disturbance as described in one of thei ordinance, upon any premises owned by himself, shall forfeit as a fine to the village the sum of ten dollars for the first offense and twenty dollars for each subsequent offense, to be recovered in an action of debt and in case of default in the payment of the fine, may be imprisoned in the village jail or other place of confinement for a term of not exceeding sixty days and the proof of such acts having been done in any such places shall be prima facia evidence that the same was done with the consent of the owner, occupant or possessor, but such presumption may be rebutted.

Section 4: Any person disturbing the peace by appearing upon any of the public streets or in any meeting of the citizens or in or about any public places or within any saloon inside the corporate limits of the village of Finlayson, in a state of intoxication, shall be deemed guilty of a breach of this ordinance and of the peace and good order of the village of Finlayson and shall upon conviction thereof be liable to punishment and penalties provided in section one of this ordinance.

Section 5: No person shall indecently exhibit any stallion within the limits of the village of Finlayson unless same is in some enclosed place. Any person so exhibiting any stallion unless as aforesaid, shall upon conviction thereof be liable to punishment and penalties as provided in section one of this ordinance.

Section 6: It shall be the duty, and it is hereby made the duty of the marshal to immediately arrest any person or persons caught in the act of breaking any of the provisions of this ordinance and at once to convey the person or persons so arrested before the village justice to be dealt with according to law,

provided such arrest is not made in the night time or on Sunday in which case the marshal shall hold the person in or persons so arrested in custody until the next day following the arrest.

Section 7: It is hereby made the duty of any members of the common council or the marshal, when it comes to their knowledge that an offense has been committed or than an offender has broken any of the provisions of this ordinance, to make a complaint before a village justice immediately to have such offender arrested and dealt with according to law.

Section 8: In all cases when any person or persons are adjudged to pay a fine under the provisions of this ordinance, the cost of the prosecution be added to and collected with and in the like manner as the fine; in case the penalty adjudged is imprisonment or the fine to be paid is actually paid in work upon the street or in solitary confinement, in such case the village justice shall receive his cost together with that of the marshal from the village, but this shall not hinder the offender from paying the amount of the cost to the village same as the fine when worked upon the streets or otherwise.

Section 9: This ordinance shall take effect and be in force from and after its passage.

Passed September 23, 1907

CD Michalson
Village Recorder

DP Lockwood
President