

AN ORDINANCE OF THE CITY OF NEOSHO, MISSOURI, AMENDING SECTION 19-76, DISTURBING THE PEACE, OF ARTICLE V, OFFENSES AGAINST PUBLIC PEACE OF CHAPTER 19 OFFENSES AND MISCELLANEOUS PROVISIONS OF THE CODE OF ORDINANCES OF THE CITY OF NEOSHO, MISSOURI, SO THAT IT CONFORMS TO NEW STATE LAW.

WHEREAS, the City Council has found that the present Section 19-76 is unconstitutional in light of a recent Missouri Supreme Court case, and

WHEREAS, it is in the best interests of the citizens that a disturbing the peace ordinance be enacted.

WHEREUPON BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEOSHO, MISSOURI, THAT THE PRESENT SECTION 19-76 BE REPEALED AND A NEW SECTION 19-76 BE ENACTED AS FOLLOWS:

SECTION 19-76. Disturbing the peace.

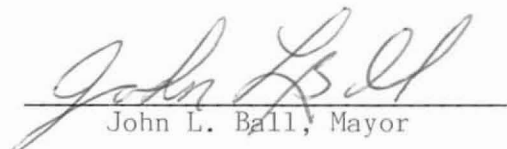
A person commits the crime of peace disturbance if:

1. He unreasonably and knowingly disturbs or alarms another person or persons by:
 - A. Loud noise; or
 - B. Offensive and indecent language which is likely to produce an immediate violent response from a reasonable recipient; or
 - C. Fighting.
2. He is in a public place or on private property of another person without consent and purposely causes inconvenience to another person or persons by unreasonably and physically obstructing:
 - A. Vehicular or pedestrian traffic; or
 - B. The free ingress or egress to or from a public or private place.

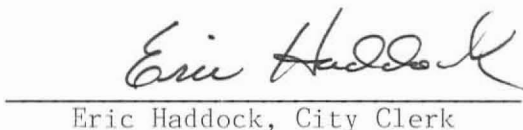
All ordinances in conflict are hereby repealed.

This ordinance is deemed an emergency measure and therefore shall take effect immediately upon passage.

CITY OF NEOSHO, CITY COUNCIL


John L. Ball, Mayor

ATTEST:

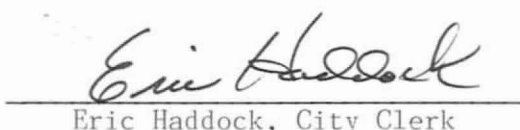

Eric Haddock, City Clerk

Ordinance No. 88-1

APPROVED after final passage this 19th day of JANUARY, 1988.


John L. Ball, Mayor

ATTEST:


Eric Haddock, City Clerk