

**Chapter 39**

**PEACE AND GOOD ORDER**

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**[HISTORY: Adopted by the Board of Trustees of the Village of Walton as indicated in article histories. Amendments noted where applicable.]**

**ARTICLE I**

**Disturbing Meetings; Congregating; Profane Language  
[Adopted 1-12-1905]**

**§ 39-1. Disturbing meetings.**

- A. No person shall in any manner break up or disturb any meeting or assemblage of persons lawfully held or assembled for any purpose in the Village of Walton, and any loud, boisterous or improper noise, language, whistling or hissing, and any other act or thing done in such assemblage or outside of such assemblage intending or tending in any manner to disturb the orderly and proper conduct or progress of such meeting or assemblage, or the actors or persons managing or conducting the same, shall be deemed a violation of this section.
- B. Any violation of this section shall and does constitute disorderly conduct, and any person violating the same or participating in its violation is a disorderly person and, upon conviction thereof, shall be punished by a fine of not to exceed \$10 or by imprisonment of not to exceed 30 days, or both such fine and imprisonment.

**§ 39-2. Unnecessarily congregating.**

- A. Persons shall not unnecessarily congregate upon the street or street corners, or in front of churches or public places in the Village.
- B. Any violation of this section constitutes disorderly conduct, and any person violating the same or participating in its violation is a disorderly person and, upon conviction thereof, shall be punished by a fine of not to exceed \$10 or

by imprisonment of not to exceed 10 days, or both such fine and imprisonment.

**§ 39-3. Loud or profane language.**

- A. No person shall use or utter any profane, vulgar or obscene language; nor shall any person be engaged in any loud or boisterous conversation or monologue in which cursing or swearing or vulgar or obscene language is used, in or upon any of the streets, lanes, parks or public places of the Village.
- B. Any violation of this section constitutes disorderly conduct, and any person violating the same or participating in its violation is a disorderly person and, upon conviction thereof, shall be punished by a fine of not to exceed \$10 or by imprisonment not to exceed 30 days, or by both such fine and imprisonment.

ARTICLE II

**Public Intoxication, Prostitution and Vagrancy  
[Adopted 9-24-1892]**

**§ 39-4. Public intoxication, prostitution and vagrancy.**

- A. No intoxicated person shall be or appear upon any of the streets, lanes, alleys, parks or public places of the Village.
- B. Nor shall any prostitute ply her vocation, nor in any manner solicit for lewd purposes in the Village.
- C. Nor shall any person commit any act of vagrancy, or be guilty of any disorderly conduct or do or commit any disorderly act therein.
- D. The following persons shall be considered vagrants and disorderly under this section:
  - (1) A person who, not having visible means to maintain himself, lives without employment;

- (2) A person who, being an habitual drunkard, abandons, neglects or refuses to aid in the support of his family;
  - (3) A person who has contracted an infectious or other disease in the practice of drunkenness or debauchery, requiring charitable aid to restore him to health;
  - (4) A common prostitute who has no lawful employment whereby to maintain herself;
  - (5) A person wandering abroad and begging, or who goes about from door to door or places himself in the streets, highways, passages or other public places, to beg or receive alms;
  - (6) A person wandering abroad and lodging in taverns, groceries, alehouses, watch or station houses, outhouses, marketplaces, sheds, stables, barns or uninhabited buildings, or in the open air, and not giving a good account of himself;
  - (7) A person who, having his face painted, discolored, covered or concealed, or being otherwise disguised, in a manner calculated to prevent his being identified, appears in a road or public highway, or in a field, lot, wood or enclosure;
  - (8) Any child between the age of five and 14, having sufficient bodily health and mental capacity to attend the public school, found wandering in the streets or lanes of any city or incorporated Village, a truant, without any lawful occupation.
- E. A penalty not exceeding \$10 nor less than \$2 is hereby imposed for any violation of any of the provisions of this section.

ARTICLE III  
**Houses of Ill Fame; Nudity; Gambling Houses**  
[Adopted 9-24-1892]

**§ 39-5. Keeping house of ill fame.**

- A. No person shall keep any house of prostitution or house of ill fame or assignation house, nor shall any person reside in or frequent any such house or either of them for the purposes of prostitution or any lewd purpose.
- B. A penalty not exceeding \$100 nor less than \$25 is hereby imposed for any violation of any of the provisions of this section, and an additional penalty of \$50 for every day any such house shall be occupied or used for such purposes after notice by the President<sup>1</sup> or any Trustee, or a police constable, to stop such use or occupancy for purposes of prostitution.

**§ 39-6. Visiting house of ill fame; soliciting.**

- A. No person shall visit or frequent any house of prostitution or house of ill fame or assignation house for purposes of prostitution or other lewd purpose, or for the purpose of consorting with or being in the society of prostitutes, or any prostitute or lewd person.
- B. No prostitute or other lewd person shall be engaged in any act of prostitution, or in asking or in any manner soliciting, by words or signs, any person to commit acts of prostitution or lewdness, or to consort with or be in the company of prostitutes or lewd persons, or commit any act of prostitution or lewdness at any place in the Village.
- C. A penalty not exceeding \$10 nor less than \$5 is hereby imposed for any violation of any of the provisions of this section.

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1. Editor's Note: Now termed the Mayor.

**§ 39-7. Nudity.**

- A. No person in a nude condition or who is not decently clothed shall bathe in the river or in any brook or pond within the corporate limits of the Village, nor shall any person appear in a nude or indecent condition in any street, lane, park or other public place in the Village, nor within sight of any street, lane or other public place in the Village.
- B. A penalty not exceeding \$10 nor less than \$2 is hereby imposed for any violation of any of the provisions of this section.

**§ 39-8. Keeping gambling house.**

- A. No person shall keep any gambling or gaming house or place, or have or keep any instrument or device for gaming or gambling or allow gambling or gaming in any place under his control, within the corporate limits of the Village.
- B. A penalty not exceeding \$100 nor less than \$5 is hereby imposed for any violation of any of the provisions of this section, and every day on which any gaming or gambling takes place shall be held to be a separate violation of this section.

**ARTICLE IV**  
**Disorderly Conduct**  
**[Adopted 9-24-1892]**

**§ 39-9. Disorderly conduct, generally.**

- A. No person shall willfully give a false alarm of fire, nor use any vulgar or obscene language or conduct, in any street, lane or public place in the Village, nor shall any person or persons willfully or maliciously break, mar, injure, remove or deface any building, fence, awning, sign, signboard, tree, shrubbery or other ornamental thing, or any thing placed

or put up for ornament in the Village. No person shall remove from its place or pile up before any door or gate or on any sidewalk or street, boxes, casks or any other thing for the purpose of annoyance or mischief; nor shall any person willfully tear down, destroy or mutilate any notice or handbill lawfully posted up in the Village. No person shall fight or quarrel in any of the streets, lanes or public places of the Village, nor shall any person incite or induce dogs to fight in any such place.

- B. A penalty not exceeding \$5 nor less than \$2 is hereby imposed for any violation of any of the provisions of this section.

**§ 39-10. Injuring poles, wires, etc. [Added 1-12-1905]**

- A. No person shall injure, break or destroy, or in any manner interfere with, the poles, wires, pipes, fixtures or anything appurtenant to the plant or property of any electric light, telephone, telegraph, gas or water company doing business in the Village of Walton by the authority of said Village.
- B. Any violation of this section constitutes disorderly conduct, and any person violating the same is a disorderly person and, upon conviction therefor, shall be punished by a fine of not to exceed \$20 or by imprisonment of not to exceed 30 days, or both such fine and imprisonment.<sup>2</sup>

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2. Editor's Note: Former Art. V, Unnecessary noise, adopted 9-24-1892, which immediately followed this section, was repealed 2-2-2009 by L.L. No. 1-2009.