

AN ORDINANCE TO REGULATE MISCELLANEOUS OFFENSES; PROVIDING FOR MEANS OF ENFORCEMENT AND FURTHER PROVIDING FOR PENALTIES FOR VIOLATIONS; REPEAL OF INCONSISTENT ORDINANCES AND ORDINANCES IN CONFLICT.

WHEREAS, it is deemed necessary by the Common Council of the City of Glenville, to prohibit the following offenses in order to protect the welfare and safety of the citizens of the City of Glenville; and,

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF GLENVILLE, THAT; THE FOLLOWING OFFENSES SHALL BE UNLAWFUL.

- Section 1.** False statements prohibited. It shall be unlawful for any person to make any false statement in any application for a city license, or in any tax return, report or other statement or accident report which is required to be made to any city officer or agency.
- Section 2.** Trash containers. It shall be unlawful for any person not authorized to uncover, ruffle, rifle, pilfer, dig into, turn over or in any manner disturb or use any refuse container belonging to another or wilfully damage any refuse container belonging to another. This section shall not be construed to prohibit the use of public refuse containers for their intended purpose.
- Section 3.** Trash collection vehicles. The collection of refuse shall be by means of vehicles with beds constructed of impervious materials which are easily cleanable and so constructed that there will be no leakage of liquids draining from the refuse onto the streets, roads, and alleys. Furthermore, all refuse collection vehicles shall utilize closed beds or such coverings as will effectively prevent the scattering of refuse over the streets or alleys. It shall be unlawful for any person to allow the scattering of refuse over the streets or alleys whether it be from a covered or uncovered vehicle.
- Section 4.** Trash Disposal. The disposal of refuse, trash, lumber, tree limbs, dirt, brick, building material of any kind, automobiles, or parts of automobiles, in any quantity by any person in any place, public or private, other than at the side or sites designated for refuse disposal by the governing body is expressly prohibited.
- Section 5.** Smoke soot, cinders, etc. It shall be unlawful for any person to permit or cause the escape of such quantities of dense smoke, soot, cinders, noxious acids, fumes or gases as to be detrimental to or to endanger the health, comfort and safety of the public or so as to cause or have a tendency to cause injury or damage to property or business.

- Section 6.** Stagnant water. It shall be unlawful for any person to knowingly allow any pool of stagnant water to accumulate and stand on his property.
- Section 7.** Littering. It shall be unlawful for any person to throw or deposit upon any street, road, alley or stream or lot within the city limits any trash, refuse, leaves, glass, nails, tacks, cans, paper, or other substances likely to injure persons, animals, or vehicles.
- Section 8.** False emergency alarms. It shall be unlawful for any person to intentionally make, turn in, or give a false alarm of fire, explosion or impending danger of explosion or of need for police or ambulance assistance, or to aid or abet same in the commission of such an act.
- Section 9.** Malicious mischief. It shall be unlawful and deemed to be malicious mischief for any person to wilfully, maliciously or wantonly damage, deface, destroy, conceal, tamper with, remove, or withhold any real or personal property which does not belong to him.
- Section 10.** Impersonating a government officer, city officer, or employee. No person other than an official police officer of the municipality shall wear the uniform, apparel, or badge, or carry any identification card or other insignia of office like or similar to, or a color imitation of that adopted and worn or carried by the official police officers of the municipality. Furthermore no person shall deceitfully impersonate or represent that his is any other government officer or employee.
- Section 11.** Assault and Battery. It shall be unlawful for any person to beat, bruise, hit, wound and ill-treat another person by using his or her fist, hands or feet to accomplish same.
- Section 12.** Weeds. Every owner or tenant of property shall periodically cut the grass and other vegetation commonly recognized as weeds or brush on his property, and it shall be unlawful for any such person to fail to comply with an order by the Mayor, City Recorder or Chief of Police to cut such vegetation when it has reached a height of over one (1) foot.
- Section 13.** Dead animals. Any person owning or having possession of any dead animal not intended for use as food or any animal that dies on any person's property shall promptly bury the same or notify the owner of same so to have it removed promptly or dispose of such animal in such manner as the Mayor shall direct.
- Section 14.** Health and sanitation nuisances. It shall be unlawful for any person to permit any premises owned, occupied or controlled by him to become or remain in a filthy condition, or permit the use or the occupation of same in such a manner as to create noxious or offensive smells and odors in connection therewith, or to allow the accumulation or creation of unwholesome and offensive matter or the breeding of flies, rodents or other vermin on the premises to the menace of the

public health or the annoyance of people residing within the vicinity or passing by.

- Section 15.** Exposing Poison with intent. To maliciously expose any type of poison upon personal, public or private property in any quantity with the intent that the same should be taken and eaten by persons or animals.
- Section 16.** Trespass. Without the consent of the owner and occupier thereof to enter upon the property of others without permission or after being forbidden to do so.
- Section 17.** Misdemeanor Possession of Marijuana. Knowingly and intentionally possess a certain controlled substance as listed in Schedule 1 of the Uniform Controlled Substance Act, to-wit: marijuana in the amount of less than 15 grams.
- Section 18.** False Swearing. After, in due form of law, being sworn to speak or write the truth, did then and there willfully, falsely and corruptly dispose, swear, testify and say an untruth.
- Section 19.** Petit Larceny. Did unlawfully steal, take or carry away money, goods, affects and property of another without their permission in the value of less than Fifty (\$50.00) dollars.
- Section 20.** Betting prohibited. It shall be unlawful for any person at any place, public or private, to bet or wage money or other things of value on any game of chance, or to knowingly furnish money or other things of value to any other person to bet or wage on any such game.
- Section 21.** Profanity, etc. No person shall use any profane, vulgar or indecent language in or near any public street, road or alley, or other public place or in or around any place of business open to use of the public in general.
- Section 22.** Destruction of Property. But not feloniously, take and carry away, destroy, injure or deface the personal or public property not his own.
- Section 23.** Disturbing Religious Worship. Wilfully interrupt, molest or disturb an assembly of people then and there met for the worship of God.
- Section 24.** Putrid or Unsound Substances. No person shall cast or leave or knowingly allow someone or something under their control to cast or leave exposed in any street, road, alley, public or private lot, sidewalk or on any bank of any stream or into any stream, river or creek, within the corporate limits of the city, the dead carcass of any animal, or any putrid or unsound beef, pork, fish, or human or animal excrement or urine, or any other putrid or unsound substance that may become prejudicial to public health or be an annoyance to someone living in the vicinity or someone passing by.

Section 25. Dirt, Mud, Rock or etc., not allowed to be scattered or carried onto city roads, streets or alleys. It shall be unlawful for the owner and/or operator of every vehicle, cart, wagon, automobile or other conveyance used or employed in carrying or removing any dirt, sand, gravel, mud, loam, filth, earth, trash, limbs, manure, stone, bricks, mortar, coal cement, lumber or any building material of any kind, over, on or across, any road, street or alley within the corporate limits of the city, shall have and keep the same in such tight and secure and clean condition that such dirt, sand, gravel, mud, loam, filth, earth, trash, limbs, manure, stone, bricks, mortar, coal, cement, lumber or any building material of any kind, shall not be scattered or suffered to fall or be tracked or carried onto any of the roads, streets or alleys, within the corporate limits of the city.

PENALTIES: Any person violating any one of the provisions in Section 1, thru and including Section 25 of this ordinance shall upon conviction, be fined not less than Ten Dollars (\$10.00), or more than One Hundred Dollars (\$100.00), and/or be imprisoned in the City Jail, or Gilmer County Jail for a term, not exceeding thirty (30) days, or both, for each violation of any one of these provisions of said ordinance.

It is the intent of the Common council of the City of Glenville that each separate Section and/or provision of this ordinance shall be deemed independent of all other Sections and/or provisions herein, and it is further the intention of the Common Council of the City of Glenville that if any provision and/or section of this ordinance be declared to be invalid, all other sections and/or provisions therein shall remain valid and in full force and effect, and enforceable.

All ordinances, or parts of ordinances, in conflict herewith, or inconsistent herewith, are hereby repealed to that extent and no further.

This ordinance shall be in effect immediately upon final passage by the Common Council of the City of Glenville.

CERTIFICATE OF ENACTMENT

I, Delbert L. Davidson, Mayor, do hereby certify that the foregoing ordinance with sections 1, thru and including section 25, was lawfully ordained and enacted by the Council of the City of Glenville at the regular session assembled on November 1, 1976, as an emergency ordinance, and said ordinance shall be in immediate force and effect as of November 1, 1976.

Delbert L. Davidson
Mayor

ATTEST:

Edna White
City Recorder

