

**City of Roberts
Ordinance Number 547**

AN ORDINANCE RELATING TO DISORDERLY AND UNDESIREABLE CONDUCT; DEFINING TERMS; REGARDING FAILURE TO DISPERSE;DISORDERLEY CONDUCT;INDECENT EXPOSURE;VOYEURISM;PUBLIC URINATION.PROVIDING PENALTIES AND REMEDIES FOR VIOLATION.

1-01-01 FAILURE TO DISPERSE
1-01-02 DISORDERLY CONDUCT
1-01-3 INDECENT EXPOSURE
1-01-4 VOYEURISM
1-01-5 PUBLIC URINATION

SECTION 1-01-01

FAILURE TO DISPERSE

When two or more people congregate in a public place and the acts of such persons create a substantial risk of injury, alarm or serious Inconvenience to any person or property, or hinder or obstruct The free passage of any person or vehicle upon a public right of way, a peace officer or other public official engaged in executing and enforcing the law may order the participants and others in the Immediate vicinity to disperse. A person who refuses a lawful order to disperse or a person who knowingly and intentionally fails to obey such an order is guilty of a misdemeanor.

(A) EXCEPTIONS:

1. No such order shall apply to a news reporter or other person observing or recording the events on behalf of the public press or other news media, unless he is physically obstructing lawful efforts by such officer to disperse the group.
2. Nothing in this section requires persons to disperse who are peaceably assembled for a lawful purpose.

SECTION 1-01-02

DISORDERLY CONDUCT

Any person who violates the provisions below is shall be cited.

1. First offense shall be an infraction with a fine of \$100
2. Second offense shall be an infraction with a fine of \$200
3. A third offense shall be a Misdemeanor

(A) Occupying, lodging or sleeping in any building, structure or place, whether public or private, or in any motor vehicle without the permission of the owner or person entitled to possession or in control thereof; or

(B) Loitering, prowling or wandering upon the private property of another, without lawful business, permission or invitation by the owner or the lawful occupants thereof; or

(C) Loitering or remaining in or about school grounds or buildings, without having any reason or relationship involving custody of or responsibility for a pupil or student, school authorized functions, activities or use.

SECTION 1-01-03

INDECENT EXPOSURE

Every person who willfully and lewdly, either:

(1) Exposes his or her genitals, in any public place, or in any place where there is present another person or persons who are offended or annoyed; or

(2) Procures, counsels, or assists any person so to expose his or her genitals, where there is present another person or persons who are offended or annoyed thereby is guilty of ...

1. First offense shall be an infraction with a fine of \$100
2. Second offense shall be an infraction with a fine of \$200
3. A third offense shall be a misdemeanor.

SECTION 1-01-04

VOYEURISM

It shall be unlawful for any person to enter another person's private property without permission and to peer, peep or look through doors or windows of that property with the intent to intrude upon or interfere with a person's privacy, or within a public place, to peer, peep or look into an area where a person has a reasonable expectation of privacy and has taken steps to conceal themselves from the general public, such as a restroom, locker room, or changing room, without that person's consent and with the intent to invade that person's privacy. Violation shall be a misdemeanor.

SECTION 1-01-05

PUBLIC URINATION

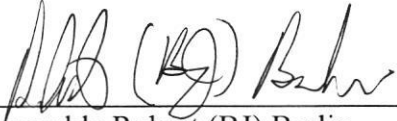
It shall be unlawful for any person to excrete human waste, including urine or feces, upon the ground, into a body of water, or upon anything attached or setting upon said surfaces within the City of Roberts, except for toilet facilities used as receptacles for human waste. Penalty shall be:

1. First offense shall be an infraction with a fine of \$100
2. Second offense shall be an infraction with a fine of \$200
3. Third offense shall be a misdemeanor.

Infractions penalties shall be paid in full by the required date on the citation by paying in full to the City Clerk at Roberts City Hall located at
647 N 2872 E
P.O. box 242
Roberts, Idaho 83444

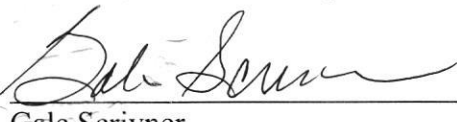
Fines may be mailed, so long as they are received by the Roberts City Clerk on or by the required due date.

PASSED Under suspension of rules upon which roll call vote was taken duly enacted an ordinance of the City of Roberts, Jefferson County, Idaho at a convened meeting of the City of Roberts held on the _____ day of October, 2016.



Honorable Robert (BJ) Berlin
Mayor, City of Roberts

ATTEST:



Gale Scrivner
City Clerk/Treasurer

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