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Charter and Laws

— FOR THE GOVERNMENT OF THE —

CITY OF FRANKFORT,

KENTUCKY.

Ordinances approved December 1st, 1890, and in force from and
after that date.

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ORDINANCES, RULES AND REGULATIONS,
FOR THE GOVERNMENT OF THE
CITY OF FRANKFORT.

ENACTING CLAUSE.

Be it ordained by the Mayor and Board of Councilmen of the City of Frankfort, That from and after the first day of December, 1890, the following shall constitute the Ordinances, Rules and Regulations for the government of said city, upon all subjects embraced therein; and all Ordinances, Orders, Rules, By-laws or Regulations, or any part thereof, in conflict therewith, are hereby repealed.

ORDINANCE No. 1.

ANIMALS.

§ 1. Any person who shall, in any street within the city, run, race, or gallop a horse, mule or ass, or start one for that purpose, or turn loose one that is bridled or saddled, or who shall, in any street or open lot within the city, put a stud-horse or ass to a mare or jennet, or use one as a teaser, or permit the same to be done, shall be fined for each offense ten dollars. Any person who shall show any stud or jack in any public place within the city, without the permission of the Mayor, shall be fined three dollars.

§10 fine to run horse or turn one loose, or put one to mare.

§3 fine to show stud without consent of Mayor.

§ 2. The owner or controller of any bitch dog, who shall permit her, when proud or rutting, to run at large within the city, shall, for each offense, be subject to a fine of ten dollars. Each and every day such bitch may be permitted to so run at large when proud shall be held a separate offense. The owner of such bitch

§10 fine to permit proud bitch to run at large.

Each day separate offense.

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ORDINANCE No. 11.

CRIMES AND PUNISHMENT.

Obstructions in
streets, alleys
and on side-
walks.

Steps and cellar
doors.

Bulk, jut, win-
dow, sign-post,
&c.

Wood or coal on
street.

Cellar door
open or any
obstruction on
sidewalk in
night.

§ 1. I. Any person who shall place, or cause to be placed, on a macadamized street, paved alley or sidewalk, any step, cellar door or cellar-way, which shall extend more than four and a half feet from the line of the lot upon such street, alley or sidewalk, or shall be more than four inches above the level of the adjoining macadamizing or pavement, shall be fined three dollars, and the like sum for each twenty-four hours the same remains.

II. Any person who shall cause to be constructed or placed a bulk, jut or window, extending more than two feet from the lot into a paved street or alley, or any sign, sign-post, horse-rack, scales, post, box, block, spout, gutter, booth, stand or other fixtures, on any street or sidewalk of the city, whereby the passage of such street or alley is incommoded, or the gutter thereof obstructed, shall be fined three dollars, and a like sum for each twenty-four hours the same remains; but this provision shall not be so construed as to forbid merchants or others from using the streets or sidewalks in conveying merchandise or other property to or from their stores or houses of business or residence, such use being so conducted as not unnecessarily to obstruct the street or sidewalk.

III. Any person who shall permit his wood or coal to remain in or upon any paved street, alley or sidewalk, longer than twenty-four hours, shall be fined three dollars, and a like sum for every additional twenty-four hours the same thus remains.

IV. Any person who shall permit his cellar door, in any street, alley or sidewalk, to remain open in the night-time, without a light in such cellar-way, or who shall place or leave any obstruction in or on any paved

Penalty. one-half of said street or alley adjoining their property well cleaned and free from mud, dirt or other obstruction; and any person failing to perform this duty, after being required to do so by the Marshal, Street Committee or Health Officer, shall be fined three dollars for every twenty-four hours of such failure.

Favements to be kept in repair and clean. II. Any person who shall fail to keep in good repair and well cleaned any sidewalk adjoining the property owned or occupied by him, shall be fined one dollar for each offense, each twelve hours being deemed a separate offense.

Riot, rout, fight, or breach of the peace. § 5. Any person who shall engage in any riot, rout, fight or breach of the peace, within the limits of the city, shall be fined not less than one dollar, nor more than fifty dollars, or imprisoned not exceeding fifteen days, or both, at the discretion of the jury.

Boisterous conduct. II. Any person who shall, by cries, songs or other noise, disturb the peace and good order of the city, shall be fined not less than one dollar, nor more than ten dollars, at the discretion of the court.

Indecent exposure or public indecency. III. Any person who shall, within the city, expose his person indecently, or commit, publicly, any indecent, obscene, or lewd act, or expose to public view any obscene print, painting, or picture, or use, publicly any obscene language, shall be fined not exceeding twenty dollars for each offense.

Standing stud or jack without license. § 6. Any person who shall stand within the city any stallion or jack, without first obtaining from the Council a license for that purpose, designating the place where such stallion or jack shall stand, and the inclosure within which the same may be let to mares or jennets, shall be fined ten dollars for each day such stallion or jack may be so stood.

Shooting. § 7. Any person who shall discharge any gun or pistol within the city, unless in the lawful defense of his

person, family, or property, shall be fined ten dollars for each offense; but this provision shall not apply to gunsmiths who discharge firearms on their own premises in the pursuit of their regular business.

§ 8. *Any person who shall, within the city, carry concealed a deadly weapon, other than an ordinary pocket-knife, shall be fined, for each offense, not less than twenty-five nor more than one hundred dollars: Provided, That it shall be a sufficient defense to a prosecution for a violation of this provision to establish—*

I. That the person charged had reasonable grounds to believe his person, or the person of some member of his family, or his property, was in danger from violence or crime.

II. That he was a Sheriff, Constable, Marshal, Policeman, Officer or Guard of the Penitentiary, or carrier of the United States mail, and that such weapon was a necessary precaution to his protection in the efficient discharge of such public or official duty; or,

III. That he was required, by his business or occupation, to travel during the night-time. (Sec. 8 repealed by sec. 9.)

§ 9. That section 8 of the published Ordinances of the said city, and an Ordinance approved March 24, 1869, pertaining to carrying concealed deadly weapons, be, and the same are hereby, repealed, and the following be substituted in lieu thereof: If any person shall carry concealed a deadly weapon upon or about his person, other than an ordinary pocket-knife, or shall sell a deadly weapon to a minor, other than an ordinary pocket-knife, such person shall, upon conviction, be fined not less than twenty-five nor more than one hundred dollars, in the discretion of the court or jury trying the case. Carrying concealed deadly weapons shall be lawful in the following cases: 1st. When the person

Deadly weapon.
Amendment to Ordinance in relation to carrying concealed deadly weapons.

has reasonable grounds to believe his person or the person of some of his family, or his property, is in immediate danger from violence or crime. 2d. By Sheriffs, Constables, Marshals, Policemen, and other ministerial officers, when necessary for their protection in the discharge of their official duties—*Approved April 8, 1876.*

Cock-fighting. § 10. Any person who shall fight chicken-cocks within the limits of the city with gaffs or heels, shall be fined, for each offense, not less than ten dollars, nor more than one hundred dollars, at the discretion of a jury.

Faro-bank or gaming table. § 11. I. Any person who shall, within the city, set up, exhibit or keep for himself or any other person, or shall procure to be set up, exhibited, or kept, any faro-bank, gaming table, machine or contrivance used in betting, or in any game of hazard or chance, whereby money or other thing of value may be bet, won or lost, shall be fined one hundred dollars for each offense.

Penalty for permitting faro-bank, &c., on premises. II. Any person who shall permit any such bank, table, machine or contrivance, mentioned in the first subdivision of this section, to be set up, kept or exhibited, in any house, boat, float or tenement, or on any premises within the city in his occupation or under his control, or who shall rent or lease the same, or any part thereof, to be used for such purpose, shall be fined one hundred dollars for each offense.

Penalty for allowing gaming. III. Any person who shall, within the city, suffer any game of hazard or chance, whereby money or other thing of value is bet, won or lost, to be played in any house, tenement, boat or float, or on any premises in his occupation or under his control, shall be fined one hundred dollars for each offense.

Penalty for gambling on premises without consent of controller. IV. Any person who shall engage in any game of hazard or chance within the city, whereby money or other thing of value is bet, won or lost, in any house,