

ORDINANCE 151

**AN ORDINANCE OF THE DARBY TOWN COUNCIL AMENDING
TOWN CODE SECTION 4-1D-1 DISTURBING THE PEACE.**

WHEREAS; Marshal Rose requested Town Code Section 4-1D-1 Disturbing the Peace be changed, and

WHEREAS; Marshal Rose felt the change would make the Code easier to enforce, and

WHEREAS: strikethrough font shall indicate language being removed from the code and bold italic font shall indicate new language, and

WHEREAS; the Town Council held a duly noticed public hearing, on March 26, 2013, and

WHEREAS; the change in the Code shall become effective 30 days after the second and final reading of this ordinance, and

WHEREAS; this ordinance and the two readings thereof shall be incorporated into the minutes of a regularly scheduled meeting of the Town Council.

NOW THEREFORE BE IT ORDAINED by the Town Council of the Incorporated Town of Darby:

Section 1

That Town Code 4-1D-1 is amended to read:

4-1D-1: DISTURBING THE PEACE²: No person within the town, or within (3) miles of the town limits, shall ~~willfully and maliciously~~ **knowingly** disturb the peace and quiet of any street, neighborhood, family, or person by loud, tumultuous noise, or by tumultuous or offensive conduct, or by using offensively loud radio or television set, or by threatening, quarreling, scolding, hallooing, hollering, challenging to fight, or fighting, or cursing, swearing, uttering obscene, profane, vulgar, or indecent language in the presence of any person or person, or by committing any obscene, vulgar, indecent, or lewd act in any public place, or in view of any person or persons. (1975 Code § 9.16.010)

Section 2 – Repealer

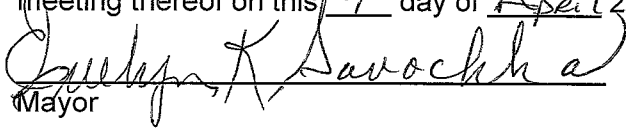
All resolutions, ordinances and section of the Darby Town Code and parts thereof in conflict are hereby repealed.

Section 3 – Effective Date

This ordinance shall be in full force and effect thirty (30) days after second and final passage by the Town Council.

Ordinance 151

PASSED by the Town Council of the Incorporated Town of Darby on first reading, at a regular meeting thereof on this 9 day of April 2013.

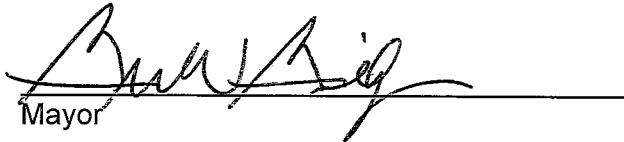


Mayor



Clerk

PASSED, ADOPTED AND APPROVED by the Town Council of the Incorporated Town of Darby, Darby, MT on second and final reading at a regular meeting thereof on this 23rd day of April 2013.



Mayor



Clerk