

THE  
REVISED ORDINANCES

OF THE  
CITY OF SAINT LOUIS,

REVISED AND DIGESTED BY THE  
FIFTH CITY COUNCIL

*During the first session, begun and held in the City of St. Louis, on the  
second Monday of May, A. D. 1843.*

WITH THE  
CONSTITUTIONS  
OF THE  
UNITED STATES AND THE STATE OF MISSOURI,  
AND THE  
CITY CHARTER.

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ST. LOUIS:  
CHAMBERS & KNAPP, CITY PRINTERS.  
1843.

City Council, composed of one member from each Board, to be denominated the Council Committee.

§ 8. For expenditures made in pursuance to the foregoing section, the Mayor shall draw a requisition upon the Auditor, which, if approved by one or more of the Council Committee, the Auditor shall issue his warrant or warrants upon the treasury for the amount thereof, and charge the same under the head of contingent expenses.

### ARTICLE III.

#### REMOVAL OF THE MAYOR FROM OFFICE.

- § 1. Mayor guilty of misdemeanor—how tried.  
2. Proceedings when removed—who to serve.

§ 1. Whenever it is alleged that the Mayor has been guilty of a misdemeanor in office, justifying his removal from office, the City Council, in joint session, shall proceed to hear and determine the same in the manner prescribed in the ordinance regulating removals of other officers.

§ 2. Whenever the Mayor shall be removed from office in the manner herein prescribed, a copy of the decision of the City Council shall be filed in the office of the Register, and the President of the Board of Aldermen shall enter upon the discharge of the duties of Mayor and issue a proclamation for an election, as in the manner prescribed in the ordinance regulating elections.

Approved, August 11, 1843.

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### Misdemeanors.

#### AN ORDINANCE IN RELATION TO MISDEMEANORS.

- § 1. Three or more persons assembling for an unlawful act, declared a misdemeanor.  
2. Misdemeanor to disturb the peace of persons, theatres, &c., by noises.  
3. Fighting, whooping, &c, declared; owner of premises liable.

- § 4. Bathing insufficiently clad, declared.
5. Riding or driving on a side-walk—exceptions.
6. Hitching to hydrants or fire-plugs.
7. Appearing naked, or in dress not becoming the sex, in streets.
8. Riding or driving at a pace beyond a trot or pace.
9. Careless or negligent riding or driving.
10. Discharging fire arms, &c.—proviso.
11. Firing cannon, rockets and fire-works, without permission of the Mayor.
12. Persons found drunk or asleep in streets.
13. Playing at games on Sunday.
14. Selling liquor, landing freight, or keeping house open on Sunday.
15. Lamp posts and liberty polls, set up by permission of Mayor.
16. Obstructing streets, alleys, &c.
17. Merchants, &c., obstructing side-walks.
18. Exposing things for sale, or selling on side-walks.
19. Not to apply to the receiving or delivery of goods.
20. Placing boxes, &c., on street, wharf, &c.
21. Auctioneers, &c., not to employ bellman, &c.
22. How goods may be suspended over side-walks.
23. Signs not to be suspended more than 18 inches from the wall.
24. Water spouts not to spread water over pavements.
25. Doors of cellars, grates of vaults—how long open.
26. Cellars, vaults, &c., to be fenced in during the night.
27. Excavations in street to be fenced in.
28. Vaults, &c., to be arched as Engineer or Inspector directs.
29. Bells not to be used in riding or driving—exceptions.
30. Blasting rocks, to be covered with planks, &c.
31. Injuring or defacing lamp posts, market house, &c.
32. Disturbing religious or other assemblies.
33. Giving or creating false alarm of fire.
34. Keeping fierce or dangerous dogs.
35. Penalty for violating this ordinance.
36. Minors, servants, &c., offending—how tried.
37. Gaming at Faro Bank, or other gambling devices.
38. Betting at any game or gambling device.
39. Suffering gaming table, &c., to be set up or used.
40. Keeping any gaming table or gambling device.
41. Keeping a bawdy house—penalty for.

*Be it ordained by the City Council of the city of St. Louis, as follows :*

§ 1. That any three or more persons who shall assemble together within the City of St. Louis with an intent to do any unlawful act with force or violence against the property of the City of St. Louis, the person or property of any individual, or to do any other unlawful act against the public peace, and to the terror of the people, or to do any act against the peace, security, or public repose and quiet of any person, or of the peo-

ple within said city; or, being lawfully assembled, shall agree with each other to do any unlawful act as aforesaid, and shall make any movement or preparation therefor; or, being so lawfully assembled, shall, without any agreement by words or signs, make any preparations or movements to do any unlawful act as aforesaid; and every person present at such meeting or assembly, and who shall not dissuade or attempt to influence others from the commission or perpetration of any such unlawful act, shall be deemed guilty of a misdemeanor.

§ 2. Every person who shall wilfully disturb the peace or quiet of any street, alley, avenue, public square or market place, or wharf, landing, vessel, church, theatre house, or other building, public or private, or any neighborhood, private family or person within the city, by loud or unusual noise, by blowing horns, trumpets, or other instruments, by the rattling or playing of organs, drums, tamborines, kettles, pans, tubs, or other sounding vessels, by the rattling of bells or other noisy instruments, engines or machines, by hallooing, shouting, loud and boisterous laughing, bellowings, howlings, swearing, profane, indecent or obscene language or conversation, or by any other device or means whatsoever, or by tumultuous or offensive language or carriage, by threatening, quarreling, scolding, traducing, cursing, challenging, assaulting, striking or fighting any person, under any pretence or pretext whatsoever, shall be deemed guilty of a misdemeanor.

§ 3. Every person within the city who shall suffer or permit any hallooing, shouting, bawling, screaming, cursing, profane or obscene language, fighting, whooping, or quarreling, or any unusual noises or sounds in any house, or upon any premises owned, occupied or possessed by him, or over which he has control as agent or otherwise, in such manner as to disturb the neighborhood or persons passing through the streets, shall be deemed guilty of a misdemeanor, and the proof of such acts having been done in any such place, shall be prima facie evidence that the same were done with the consent of the owner, occupant or possessor; but such presumption may be rebutted by proof.

§ 4. Every person who shall bathe, wash or swim, when naked or insufficiently clothed, in the Mississippi river, or in any

other water course, pond or lake, or pool of water, within the limits of the city, between one hour before sunrise and one hour after sunset, shall be deemed guilty of a misdemeanor.

§ 5. Every person who shall lead, ride, drive, or place any horse or other beast of burthen, or drive, put or place any carriage, wagon, dray, or other vehicle, on any paved sidewalk or footway in the city, shall be deemed guilty of a misdemeanor. This section shall not be construed to prevent any person from leading, riding or driving over any paved sidewalk into or out of any lot or house owned or occupied by them or their employers.

§ 6. Every person who shall hitch or fasten any horse, mare, gelding, mule, ox, cow, or other animal, to any fire-plug or hydrant, or to any fence or railing, or to any ornamental or shade tree, or to any lamp post or awning post within the city, not belonging to him or his employer, shall be deemed guilty of a misdemeanor.

§ 7. Every person who shall appear in any street, alley, avenue, market place or public square, or in any other place within the city, when naked, or in a dress not belonging to their sex, or in an indecent or lewd dress, or shall be guilty of any indecent or lewd act or behavior, or shall exhibit any indecent or lewd book, picture, statue, or other thing, or who shall exhibit or perform any immoral or lewd play or other representation, shall be deemed guilty of a misdemeanor.

§ 8. Every person who shall ride or drive any horse, mare, gelding, mule, or other animal; or drive any sleigh, carriage, wagon, dray, or other vehicle, in or upon any street, alley, avenue, wharf, landing, or market place or public square, within the city, quicker than or beyond a moderate trot or pace, unless in case of urgent necessity, shall be deemed guilty of a misdemeanor.

§ 9. Every person who shall ride or drive any horse, mare, gelding, mule, or other animal, or who shall drive any sleigh, carriage, mail stage, wagon, dray, cart, or other vehicle, or direct, order or allow his servant or driver to do the same, in or upon any street, lane, alley, avenue, market place or public square, or any wharf, landing, or other place whatsoever within said city, in a careless, disorderly, negligent, malicious

or improper manner, so as to cause any of said animals or vehicles to come in collision with or strike against any person or child, or any animal, or any vehicle or article, or any house or fence, whereby any damage shall accrue to any such person, child or thing, shall be deemed guilty of a misdemeanor.

§ 10. Every person who shall discharge any cannon or other ordnance, or fire off any carbine, fusil, rifle, musket, gun, pistol, or other arms, or set off any squib or cracker, or fly any kite in the air, within the city, shall be deemed guilty of a misdemeanor. This section shall not apply to the firing of salutes by any military corps, or to the firing of salutes upon any occasion of general public interest. *Provided*, such firing be caused by persons, associations or companies, volunteers or otherwise, who may be engaged in lawful celebrations of public rejoicings, or in the lawful military exercises of said companies or volunteers; nor to prevent any manufacturer from trying or proving the articles manufactured by him within the limits of the city, provided the same be done without danger or injury to the neighborhood.

§ 11. Every person who shall fire any heavy cannon, or set off any rockets or fire works, or illuminate in any unusual manner any house or building, without first having obtained written permission from the Mayor, specifying the time and place, when and where the same shall be allowed, shall be deemed guilty of a misdemeanor.

§ 12. Every person found drunk or intoxicated in any street, alley, avenue, market place, or public square, or in any other public place within the city, or found asleep in any such place or upon any private property or private place not his own, or belonging to the person with whom he may live, and being unable to show the permission of the owner or occupant of such place, shall be deemed guilty of a misdemeanor. This section shall not extend to persons bringing articles to the markets to sell who may be found asleep near their articles or wagons, while engaged in marketing.

§ 13. Every person who shall play at any game of billiards, ten pins or other game of amusement, or shall play at any game in any street, alley, avenue, market place or public square, on the first day of the week, commonly called Sunday, shall be deemed guilty of a misdemeanor.