

ORDINANCE NO. 16-38

**AN ORDINANCE AMENDING ARTICLE 4, POLICE REGULATIONS,
CHAPTER 1, MISDEMEANOR CODE, ARTICLE 3, OFFENSES
INVOLVING PUBLIC ORDER, SECTION 4-1-3-20, DISORDERLY
CONDUCT/FIGHTING IN ESTABLISHMENTS LICENSED TO SELL
ALCOHOL, OF THE MUNICIPAL CODE FOR THE VILLAGE OF
MANTENO**

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AN ORDINANCE AMENDING ARTICLE 4, POLICE REGULATIONS, CHAPTER 1, MISDEMEANOR CODE, ARTICLE 3, OFFENSES INVOLVING PUBLIC ORDER, SECTION 4-1-3-20, DISORDERLY CONDUCT/FIGHTING IN ESTABLISHMENTS LICENSED TO SELL ALCOHOL, OF THE MUNICIPAL CODE FOR THE VILLAGE OF MANTENO

BE IT ORDAINED by the President and Board of Trustees of the Village of Manteno, Kankakee County, Illinois, as follows:

Section 1

That Title 4, Police Regulations, Chapter 1, Misdemeanor Code, Article 3, Offenses Involving Public Order, of the Municipal Code for the Village of Manteno, be amended by changing Section 4-1-3-20, Disorderly Conduct/Fighting in Establishments Licensed to Sell Alcohol, to read as follows:

4-1-3-20: DISORDERLY CONDUCT/FIGHTING IN OR NEAR AN ESTABLISHMENT LICENSED TO SELL ALCOHOL:

- (A) It shall be unlawful for any person to knowingly do any act in such an unreasonable manner as to alarm or disturb another and to provoke a breach of the peace in an establishment licensed to sell alcohol, or upon any sidewalk, street, alley, or other public property in the vicinity of an establishment licensed to sell alcohol.
- (B) It shall be unlawful for any person to quarrel, fight, or to commit any assault or assault and battery in an establishment licensed to sell alcohol, or upon any sidewalk, street, alley, or other public property in the vicinity of establishment licensed to sell alcohol.
- (C) It shall be unlawful for any retailer licensed to sell alcohol to suffer any person to engage in any conduct referenced in subsections (A) and (B) in the establishment for which it is licensed to sell alcohol, or upon any sidewalk, street, alley, or other public property in the vicinity of such licensed establishment.
- (D) It shall be unlawful for any retailer licensed to sell alcohol to:
 - 1. Fail or refuse to contact police if an incident as referenced in subsections (A) through (C) of this section occurs in or outside that establishment.
 - 2. Fail or refuse to allow police to view and/or make copies of any video recording which may have recorded an incident as referenced in subsections (A) through (C) of this section regardless of any claim that the video recording equipment failed to depict the incident or was otherwise inoperable at the time of the incident.

3. Fail or refuse to provide the names of individuals involved in an incident as referenced in subsections (A) through (C) of this section or provide a description of the incident to police.
- (E) Any individual, corporation, partnership or other entity licensed to sell alcohol may be held liable for the acts or omissions of its employees/agents in violation of this section.

Section 2

The penalty clause for a violation of this ordinance shall be as provided in Section 1-4-1 of the Manteno Municipal Code.

Section 3

If any section, paragraph, clause or provision of this ordinance shall be held invalid, the invalidity thereof shall not affect any of the other provisions of this ordinance.

Section 4

All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed insofar as they conflict herewith.

Section 5

This ordinance shall be immediately in full force and effect after the passage, approval, and publication. This ordinance is authorized to be published in pamphlet form.

PASSED by the President and Board of Trustees of the Village of Manteno, Illinois and deposited in the office of the Village Clerk this 3rd day of April, 2017.

DEPOSITED with the Village Clerk
this 3rd day of April, 2017.

Alisa Blanchette by Paula Henley, Deputy VC
ALISA BLANCHETTE, Village Clerk

APPROVED by me this 3rd
day of April, 2017.

Timothy O. Nugent
TIMOTHY O. NUGENT, Village President

I DO HEREBY CERTIFY that this ordinance was, after its passage and approval, published in pamphlet form by authority of the Village of Manteno, in accordance with law, this ___ day of April, 2017.


ALISA BLANCHETTE, Village Clerk