

The City of Providence

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

CHAPTER 1982-27

No. 348 **AN ORDINANCE** IN AMENDMENT OF SECTION 16-3
OF ORDINANCES OF THE CITY OF PROVIDENCE ENTITLED:
"DISORDERLY AND INDECENT CONDUCT," AS AMENDED.

Approved June 6, 1982

Be it ordained by the City of Providence:

SECTION 1. Section 16-3 of the Code of Ordinances of the City of Providence, entitled:

"Disorderly and indecent conduct," is hereby amended to read as follows:

Any person who engages in conduct which violates any of the following subsections thereby commits disorderly conduct:

- (a) Any person who shall act in a threatening, violent or tumultuous manner toward another whereby any person is placed in fear of safety of his life, limb or health or the property of any person is placed in danger of being destroyed or damaged; or
- (b) Any person who shall, in a public place or near a private residence that he has no right to occupy, disturb any person by making loud and unreasonable noise which under the circumstances would disturb a person of average sensibilities; or
- (c) Any person who shall in a public place use "fighting words" or offensive language or words which by their very utterance inflict injury or are likely to provoke a violent reaction on the part of the average person so addressed; or
- (d) Any person, who alone or in concert with others, obstructs any place ordinarily used for the passage of persons, vehicles or conveyances or otherwise engages in conduct which obstructs or interferes physically with a lawful meeting, procession or gathering; or
- (e) Any person who shall assemble or congregate with another or others for the purpose of causing, provoking, or engaging or who shall cause, provoke or engage in any fight or other riotous conduct whereby the life, limb, health or property of another is endangered; or
- (f) Any person who shall throw any stone or other missile upon or at any person, vehicle, building, tree, sign or other public or private property, or
- (g) Any person who shall urinate or defecate on any public street, alley, sidewalk or floor of any public building or building where the public gathers or has access;

No.

No.

CHAPTER

AN ORDINANCE IN AMENDMENT OF
SECTION 16-3 OF ORDINANCES OF
THE CITY OF PROVIDENCE ENTITLED:
"DISORDERLY AND INDECENT
CONDUCT."

(h) Any person who enters upon the private property of
 OR - another and looks into an occupied building structure
 located thereon without visible or lawful business
 with the owner or occupant thereof.

Any person who commits any of the aforesaid offenses shall
 be punished by a fine of not less than TWENTY-FIVE (\$25.00) DOLLARS
 nor more than TWO HUNDRED (\$200.00) DOLLARS or by imprisonment of
 not less than One (1) Day nor more than Thirty (30) Days or both
 such fine and such imprisonment.

If any clause, sentence, paragraph, section or part of this
 ordinance shall be adjudged by any court of competent jurisdiction
 to be invalid, such decree shall not affect, impair, or invalidate
 the remainder thereof, but shall be confined in its operation to
 the clause, sentence, paragraph, section or part directly involved
 in the controversy in which the decree shall have been rendered.
 To this end, the provisions of this ordinance are severable.

SECTION 2. This ordinance shall take effect upon its final
 adoption.

IN CITY COUNCIL
 MAY 27 1982
 FIRST READING
 READ AND PASSED

Rose M. Mendonca CLERK

IN CITY
 COUNCIL
 JUN 3 1982

FIRST READING
 READ AND PASSED

Robert L. Lynch
 PRESIDENT
Michael R. Clement
 ACTING CLERK

APPROVED
 JUN 6 1982
Vincent A. C...
 MAYOR

IN CITY COUNCIL
MAR 18 1982
FIRST READING
REFERRED TO COMMITTEE ON ORDINANCES

Rose M. Mendonça CLERK

THE COMMITTEE ON
ORDINANCES

Approves Passage of
The Within Ordinance, *as amended*

Rose M. Mendonça
Clerk Chairman
May 10, 1982

READ AND APPROVED
MAY 10 1982
COUNCIL
IN CITY

MAY 13 1982

PRESIDENT

CLERK

APPROVED
MAY 13 1982

Councilman Cielli, Councilman Xavier, Councilman Flynn
and Councilman Glavin (By Request)

ACTING CITY SOLICITOR
JOHN ROTONDI, JR.



MAYOR
VINCENT A. CIANCI

LAW DEPARTMENT

January 4, 1982

The Honorable Edward F. Malloy
948 Atwells Avenue
Providence, Rhode Island 02908

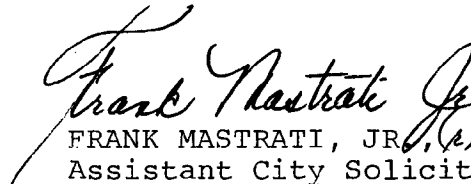
RE: DISORDERLY CONDUCT ORDINANCE

Dear Judge Malloy:

Enclosed please find nine (9) copies of the Disorderly Conduct Ordinance which you requested. All of these copies must be submitted to the City Council.

I hope this meets with your approval and should you have any questions, please do not hesitate to contact me.

Very truly yours,


FRANK MASTRATI, JR. (s)
Assistant City Solicitor

FMJR/rh
Enclosures

PHONE 421-7740 EXT. 381-382-340

55 EDDY STREET - 6TH FLOOR

PROVIDENCE, RHODE ISLAND 02903

City of Providence



Rhode Island

Department of City Clerk

MEMORANDUM

DATE: May 5, 1982

TO: John Rotondi, Deputy City Solicitor

SUBJECT: AN ORDINANCE IN AMENDMENT OF SECTION 16-3 OF THE ORDINANCES
OF THE CITY OF PROVIDENCE ENTITLED: "DISORDERLY AND
CONSIDERED BY: INDECENT CONDUCT".
Councilman Vincent J. Cirelli, Chairman/Committee on Ordinances

DISPOSITION:

I have been directed by Councilman Vincent J. Cirelli as Chairman of the Committee on Ordinances to request your attendance at its next scheduled meeting to be held Monday, May 10, 1982 at 7:00 o'clock P.M. (DST) in Committee Room "A", Department of City Clerk, City Hall, relative to the Accompanying Ordinance.

Michael R. Clement
First Deputy City Clerk

Councilman
KENNETH E. SNOWDEN
660 Hope Street 02906



CITY OF PROVIDENCE, RHODE ISLAND

COMMITTEES

—
Vice-Chairman
Claims and Pending Suits

—
Vice-Chairman
Naming of Buildings, Expressways,
Bridges, Edifices and Other City
Constructions

—
Dr. Charles V. Chapin
—
Commissioner of Dexter Donation

May 10, 1982

Councilman Vincent J. Cirelli, Chairman
Committee on Ordinances
City Hall
Providence, R.I. 02903

Dear Councilman Cirelli:

I have reviewed the proposed Ordinance on Disorderly Conduct and in consulting with other people, have decided that it needs only one proposed change, and that is; in paragraph "G" of said Ordinance, the word "expectorate" should be stricken.

It is felt that enforcement of this would truly be in a haphazard manner.

Thank you for your consideration.

Respectfully,

Kenneth E. Snowden
Kenneth E. Snowden (92)
Councilman - Ward Three

KES/jld