

AN ORDINANCE TO ADOPT SECTION 215:085: NUISANCE PARTIES OF TITLE II: PUBLIC HEALTH, SAFETY AND WELFARE, CHAPTER 215: NUISANCES, ARTICLE II – NUISANCE PROVISIONS, OF THE MUNICIPAL CODE OF MARYVILLE, MISSOURI

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MARYVILLE, MISSOURI, as follows:

SECTION 1: Title II: Public Health, Safety, and Welfare, Chapter 215: Nuisances, Article II – Nuisance Provisions, Section 215:085: Nuisance Parties of the Municipal Code of Maryville, Missouri, is hereby adopted, which Section shall read as follows and made a part of this Ordinance by reference.

TITLE II. PUBLIC HEALTH, SAFETY AND WELFARE
Chapter 215: Nuisances
Article II. – Nuisance Provisions

SECTION 215:085: NUISANCE PARTIES

A. *Definitions.* The following definitions apply to this Section:

NUISANCE PARTY: A social gathering of ten (10) or more people on residential property that results in any of the following occurring at the site of the gathering, on neighboring property or on an adjacent public street.

1. Unlawful sale, furnishing, possession, or consumption of alcoholic beverages;
2. Violation of any of the provisions of Sections 210.200 to 210.235 (Offenses concerning public peace);
3. Fighting;
4. Property damage;
5. Littering;
6. Outdoor urination or defecation in a place open to public view;
7. The standing or parking of vehicles in a manner that obstructs the free flow of traffic;
8. The standing or parking of vehicles on the residential property other than upon the paved portion of the driveway; or if no paved driveway exists, the standing or parking of vehicles in locations other than the travelled portion of the driveway and dirt or graveled designated parking spots, such as vegetation-covered areas on such property
9. Conduct that threatens injury to persons or damage to property;
10. Unlawful use or possession of marijuana or any drug or controlled substance;
11. Trespassing;
12. Indecent exposure;

PERMIT: To give permission to; or allow by silent consent, by not prohibiting, or by failing to exercise control.

B. *Nuisance Parties Prohibited.* It shall be unlawful for any persons having the right to possession of any residential premises, whether individually or jointly with others, to cause or permit a social gathering on the premises to become a nuisance party.

- C. *Order to Disperse.* Maryville Public Safety Officers or other law enforcement officer are authorized to order those attending a nuisance party to disperse. It shall be unlawful for any person not domiciled at the site of the nuisance party to fail or refuse to leave the premises immediately after being told to disperse by a Maryville Public Safety Officer.

SECTION 2: This Ordinance shall be in full force and effect July 1, 2014.

PASSED AND ADOPTED this 10th day of February, 2014.

James R. Fall, Mayor

ATTEST:

Sheila Smail, City Clerk

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