

CHAPTER 17 RIOTS

Article 17-1 RIOT CONTROL

- 17-1-1 Declaration of Emergency and Powers of Mayor
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Section 17-1-1 Declaration of Emergency Powers of Mayor

Whenever the mayor of the city, or in the event of his absence or inability to act, the vice-mayor, shall deem that an emergency exists due to fire, flood, earthquake, explosion, war, bombing, acts of the enemy, or other natural or man-made calamity to disaster or by reason of threats or occurrences of acts of riots, routs, affrays, or other acts of civil disobedience which endanger life or property within the city, he shall by proclamation declare a state of emergency to exist. The mayor shall then take personal charge of and have complete command of all governmental activities for the city, including the police and fire departments. The mayor shall govern during the existence of any such emergency and shall have the authority to impose all necessary regulations in order to combat the emergency and to preserve peace and order in the city, including but not limited to the following:

- A. To impose a curfew in such areas of the city as shall be designated by him, which curfew shall be in effect during the hours of each day designated by him, which curfew shall be in effect during the hours of each day designated in the proclamation and shall require all persons to remove themselves from the public streets, alleys, parks, or other public places within the designated area, and requiring all persons living or residing within any such designated area to go immediately to their homes and remain there during the hours the curfew is in effect; provided, however, that physicians, nurses, and ambulance operators performing medical services; utility personnel maintaining essential public services; firemen and city authorized or requested law enforcement officers and personnel shall be exempted from such curfew.
- B. To order that any business establishment anywhere within the city may be closed during such hours or times as designates, such businesses to include but not be limited to those selling intoxicating liquors, cereal malt beverages, gasoline, or firearms.
- C. To provide that any public street or thoroughfare or vehicle parking area to be closed to motor vehicles and pedestrian traffic.
- D. To call upon all regular and auxiliary law enforcement agencies and organizations within or without the city to assist in preserving and keeping the peace and order within the city.

- E. To marshal all personnel, equipment, food, supplies, drugs, and medical facilities and in the event it is necessary, to apportion or section the same.

Section 17-1-2 Effective Date of Proclamation

The proclamation of emergency provided for herein shall become effective upon its issuance by the mayor and shall be disseminated to the residents of the city by appropriate news media and by police and fire department personnel and authorized city employees.

Section 17-1-3 Expiration and Extension of Proclamation

An emergency proclaimed in accordance with this chapter shall terminate after 72 hours or upon the issuance of a proclamation determining that the emergency no longer exists, whichever occurred first, provided, however, that in the event conditions continue to exist which endangers life or property, then such state of emergency may be extended for such additional periods of time not exceeding 72 hours, as may be determined by resolution of the council of the city.