

ORDINANCE 2-2017

MADISON COUNTY ORDINANCE REGARDING INTERFERENCE WITH FAIR, RODEO, OR LIVESTOCK EXHIBITION

1. Interference With County Fair, Rodeo, or Livestock Exhibition.

The Madison County Commission declares that it shall be unlawful for any person to purposefully or knowingly interfere with the Madison County Fair, any rodeo in Madison County, or any lawful sale or exhibition of livestock in Madison County by:

- a. Obstructing, detaining, hindering, impeding, or blocking any person or animal's entry or exit from the event;
- b. Injuring, attempting to injure, or threatening to injure any person or animal because of their participation in a fair, rodeo, or livestock exhibition;
- c. Damaging, attempting to damage, or threatening to damage the property of the public or any person because of involvement in a fair, rodeo, or livestock exhibition;
- d. Making loud, disruptive, or unusual noises which render the event in question inaudible to its intended audience; or
- e. Distributing objectively false information regarding the nature, time, or place of the event.

2. Penalty for Violation.

Whoever violates this ordinance shall:

- a. For a first offense, be fined not less than \$50 or more than \$250; or
- b. For a second offense, be fined not less than \$200 or more than \$500.

3. Exceptions and Limitations.

- a. Subsection (1)(a) above does not apply to:
 - i. a parent or legal guardian of a minor, to the extent that such activities are directed exclusively at that minor;
 - ii. a County employee or other person authorized to manage the event, to the extent that impeding entry or exit is necessary to maintain safety and order or to prevent entry of persons without tickets.
- b. Nothing in this Ordinance shall be construed as to prohibit any expressive conduct (including peaceful picketing or other peaceful demonstration) protected from legal prohibition by the First Amendment to the United States Constitution.

4. **Rules of Construction.**

Nothing in this Ordinance shall be construed as to supersede, or limit the enforcement of, other criminal or civil penalties.

Nothing in this Ordinance shall be construed as to prohibit the Fair Board or other persons managing a rodeo or livestock exhibition from adopting and enforcing rules which are more restrictive than those contained in this Ordinance.

Nothing in this Ordinance shall be construed as to limit the County's ability to impose noncriminal sanctions, such as a ban from the County Fairgrounds, for violations of the Ordinance or other rules, even in cases where no prosecution or conviction for violation of the Ordinance occurs.

PASSED AT FIRST READING by the Madison County Board of Commissioners this _____ day of _____, 2017.

ATTEST:

APPROVED:

Kathleen Mumme
Clerk and Recorder
Madison County

James P. Hart, Chairman

Dan W. Allhands

Ronald E. Nye
Board of Commissioners
Madison County

This Ordinance shall take effect as of _____, 2017

PASSED AT SECOND READING by the Madison County Board of Commissioners this _____ day of _____, 2017

ATTEST:

APPROVED:

Kathleen Mumme
Clerk and Recorder, Madison County

James P. Hart, Chairman

Dan W. Allhands

Ronald E. Nye
Board of Commissioners, Madison County