

ORDINANCE NO. 2024-01

AMEND REVISED MUNICIPAL ORDINANCE TITLE VIII – OTHER  
OFFENSES CHAPTER 5: OTHER ACTIVITIES PROHIBITED REGARDING  
CITY PROPERTY

AN ORDINANCE OF THE CITY OF ONIDA, SD, AMENDING REVISED MUNICIPAL  
ORDINANCES OF THE CITY OF ONIDA, SD, BY ADDING Section VIII.5.2 and Section  
VIII.3 to Chapter 5 of TITLE VIII – OTHER OFFENSES.

BE IT ORDAINED BY THE CITY OF ONIDA, SD:

That Section VIII.5.2 - Trespassing shall be added to the Revised Municipal Ordinance of Onida,  
SD and shall read as follows:

Section VIII.5.2 Trespass

- A. No person shall, knowing that he or she is not privileged to do so, enter, or remain in city-owned property, building, or structure, including but not limited to, the City of Onida Landfill, when it is not operating during its normal business hours.
- B. Any law enforcement officer, either directly or under the authorization of the City of Onida, is authorized to issue a notice of criminal trespass to any individual who trespasses as defined VIII.5.2(A) by first class mail to the individual at the individual's last known address.
- C. Any person found on or within city-owned property, building, or structure, including but not limited to, the City of Onida Landfill, in violation of a criminal trespass may be subject to a \$250.00 municipal fine or; arrest and criminal prosecution per SDCL 22-35-5 or SDCL 22-35-6.

That Section VIII.5.3 – Removal of items from the City of Onida Landfill and City Shop  
Dumpsters and shall read as follows:

Section VIII.5.3 Removal of Items from the City of Onida Landfill and City Shop Dumpsters

- A. No person shall remove from the City of Onida Landfill and dumpsters located approximately fifty (50) feet from the City Shop any previously deposited item, garbage, or debris of any kind.
- B. Any person found to have removed any previously deposited item, garbage, or debris of any kind from the City of Onida Landfill or City Shop dumpsters may be subject to a \$250.00 municipal fine.

Dated this 27<sup>th</sup> day of December, 2023.

First Reading: 12-27-2023

Second Reading: 1-02-2024

EFFECTIVE DATE: 1-30-2024

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LaJena R. Gruis, Mayor

(SEAL)

ATTEST:

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Rondha Hiller, Finance Officer

Published January 11<sup>th</sup>, 2024 at a total approximate cost of \$