

CODE: 3350
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SUBJECT: Denial of Service
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DENIAL OF SERVICE

Under Chapter 75 ILCS 5/4-7, Section 4-7.11 of the *Illinois Compiled Statutes* the Library Board is empowered "To exclude from the use of the library any person who willfully violates the rules prescribed by the board". Therefore, library borrowing privileges may be denied to a patron for the following infringements:

1. Falsifying information on the library borrower's application card. The patron will be denied borrowing privileges until the information is given to the library and is certified by library staff.
2. Refusal to provide the library with the information necessary to transact business with the patron. Patrons refusing to give the following information (name, residential address, telephone number, month and day of birth) requested on the borrower's application card or any registration forms required to use library equipment and materials will be denied borrowing privileges until the necessary information is provided.
3. Failure to return library materials and/or pay overdue fines and/or charges for lost materials. Patrons with Danville Public Library cards may not check out any library materials if they have more than five (5) overdue items or owe more than \$5.00 in fines. The Danville Public Library also honors delinquency thresholds established by other public libraries participating in SHARE.
 - a. Lost items or items that the patron claims were never checked out on their card (although library records indicate the contrary) must be paid for before borrowing privileges can be restored.
4. Expired borrower's card. Patrons will be denied borrowing privileges if their borrower's card has expired.

Methods of appealing these decisions are outlined in Section 3360, Patron Complaints.

ADOPTED: 11/19/1984

AMENDED: 9/21/1987, 2/23/2000, 9/18/2006, 10/21/2014

REVIEWED:

LEGAL REFERENCE: *Illinois Compiled Statutes*, Ch. 75, Sec. 5/4-7; *Danville Code*. Secs. 33.84, 3.85, 133.01, 135.01

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Entrance to and use of the library may be denied to a patron for violation of the following city ordinances:

1. "Sec. 33.84 INJURY TO GROUNDS OR BUILDINGS. It shall be unlawful for any person to willfully or maliciously destroy, injure or deface any building or fixture, or any turf, grass, tree, shrub, or vine upon the grounds of the public library. ('64 Code, Sec. 28-4)"
2. "Sec. 33.85 INJURY TO BOOKS. It shall be unlawful for any person to willfully or maliciously cut, write upon, injure, deface, tear, or destroy any book, newspaper, plate, record, picture, engraving, statue, or any furniture belonging to the public library. ('64 Code, Sec. 28-5)"
3. "Sec. 133.01 DISORDERLY CONDUCT. A person commits disorderly conduct when he knowingly: does any act in such unreasonable manner as would tend to alarm, disturb or provoke others."
4. "Sec. 135.01 PUBLIC INDECENCY. Any person of the age of 17 years and upwards who performs any of the following acts in a public place commits a public indecency:
 - (1) An act of sexual intercourse; or
 - (2) An act of deviate sexual conduct; or
 - (3) A lewd exposure of the body done with the intent to arouse or to satisfy the sexual desire of the person; or
 - (4) A lewd fondling or caress of the body or another person of either sex."

It shall be the policy of the Board of Trustees that this section shall also pertain to persons under the age of 17.

If it is necessary to bar the patron permanently from the library, the Library Board will pass a resolution to that effect and the patron will be notified by letter of the action. (*Illinois Compiled Statutes*, Ch. 75, Sec. 5/4-7) The patron may appeal the decision by submitting a request in writing to the Library Board.

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LEGAL REFERENCE: *Illinois Compiled Statutes*, Ch. 75, Sec. 5/4-7; *Danville Code*. Secs. 33.84, 3.85, 133.01, 135.01

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Privileges may be denied for any violation of city ordinances or state laws pertaining to the use of public facilities.

Smoking and other use of tobacco, including any smoking device, faux-smoking devices, or lighted smoking devices, are not permitted in the library building or on library grounds. Acceptable beverages are not to be consumed in the library unless they are in spill-proof containers. Alcoholic beverages are not allowed in the library building or on library grounds.

Patrons must be properly clad, including shirts and shoes. Animals are not permitted in the library except for guide or therapy animals, or approved programs or exhibits.

ADOPTED: 11/19/1984

AMENDED: 9/21/1987, 2/23/2000, 9/18/2006, 10/21/2014

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LEGAL REFERENCE: *Illinois Compiled Statutes*, Ch. 75, Sec. 5/4-7; *Danville Code*. Secs. 33.84, 3.85, 133.01, 135.01