

TITLE 6

LAW ENFORCEMENT¹

CHAPTER

1. POLICE DEPARTMENT.
2. ARREST PROCEDURES.
3. [DELETED.]

CHAPTER 1

POLICE DEPARTMENT

SECTION

- 6-101. Policemen subject to the chain of command within the police department.
- 6-102. Policemen to preserve law and order, etc.
- 6-103. Police department records.
- 6-104. Policemen to wear uniforms and be properly equipped.

6-101. Policemen subject to the chain of command within the police department. A chain of command will be established within the police department that will clearly identify positions of authority. Such positions shall be established as the need requires upon approval of the Winchester City Council. Police department personnel are to comply with the ranking officer's orders, and administrative rules and regulations as adopted by the city council. (1983 Code, § 1-501, as replaced by Ord. #699, April 1996, and renumbered and amended by Ord. #824, July 2004)

6-102. Policemen to preserve law and order, etc. Policemen shall preserve law and order within the municipality. They shall patrol the municipality and shall assist the city court during the trial of cases. Policemen shall also promptly serve any legal process issued by the city court. (1983 Code, § 1-502, as renumbered by Ord. #824, July 2004)

6-103. Police department records. The police department shall keep a comprehensive and detailed daily record, in permanent form, showing at a minimum:

- (1) All known or reported offenses and/or crimes committed within the corporate limits.

¹Municipal code reference

Issuance of citations in lieu of arrest in traffic cases: title 15, chapter 7.

- (2) All arrests made by policemen.
- (3) All police investigations made, funerals, convoyed, fire calls answered, and other miscellaneous activities of the police department.
- (4) Any other records required to be kept by the mayor and city council or by law.

The ranking officer in the department shall be responsible for insuring that the police department complies with the section. (1983 Code, § 1-507, as amended by Ord. #699, April 1996, and renumbered by Ord. #824, July 2004)

6-104. Policemen to wear uniforms and be properly equipped. All policemen shall wear such uniform and badge as the governing body shall authorize and shall carry the appropriate equipment as issued by the police department while on duty unless otherwise expressly directed by the ranking officer for a special assignment. (1983 Code, § 1-503, as replaced by Ord. #699, April 1996, and renumbered by Ord. #824, July 2004)

CHAPTER 2

ARREST PROCEDURES

SECTION

6-201. When policemen to make arrests.

6-202. Disposition of persons arrested.

6-203. policemen may require assistance.

6-201. When policemen to make arrests.¹ Unless otherwise authorized or directed in this code or other applicable law, an arrest of the person shall be made by a policeman in the following cases:

(1) Whenever he is in possession of a warrant for the arrest of the person.

(2) Whenever an offense is committed or a breach of the peace is threatened in the officer's presence by the person.

(3) Whenever a felony has in fact been committed and the officer has reasonable cause to believe the person has committed it. (1983 Code, § 1-504, as renumbered by Ord. #824, July 2004)

6-202. Disposition of persons arrested. Unless otherwise authorized by law, when any person is arrested he shall be brought before the appropriate court for immediate trial or allowed to post bond. When a judge is not immediately available or the alleged offender does not post the required bond, he shall be confined. (1983 Code, § 1-506, as replaced by Ord. #699, April 1996, and renumbered by Ord. #824, July 2004)

6-203. Policemen may require assistance. It shall be unlawful for any person willfully to refuse to aid a policeman in maintaining law and order or in making a lawful arrest when such person's assistance is requested by the policeman and is reasonably necessary. (1983 Code, § 1-505, as renumbered by Ord. #824, July 2004)

¹Municipal code reference

Issuance of citation in lieu of arrest in traffic cases: title 15, chapter 7.

CHAPTER 3

[DELETED]

This chapter was deleted by Ord. #699, April 1996,
and renumbered by Ord. #824, July 2004.