

Chapter 10 Offenses

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Sec. 10-1-1 Dangerous Constructions

It is unlawful for any person to maintain or allow any signs, billboards, awnings or other similar structures over or near streets, sidewalks, public grounds or places frequented by the public, so situated or constructed as to endanger the public safety.

Sec. 10-1-2 Damage to Property

A. It is unlawful for any person to damage or attempt to damage in any manner or tamper with any pipe line, water hydrant, street lamp or light, or the fixtures and appliances thereunto belonging upon any of the poles or other objects for use in connection with the lighting of the streets of the town or any water pipes, hydrants or any appliances pertaining to the water or sewer works, or any other property of any and every character belonging to the town.

B. It is unlawful for any person to deface, walk, ride or drive upon or over any sidewalk or street crossing composed of or containing cement, during the construction thereof, or before the same is open to public use.

C. It is unlawful for any person to damage in any manner any road, Street or bridge In the town limits by using the same, by heavy vehicles, malicious destruction or by any act that will result in damage to any such road, street or bridge.

D. It is unlawful to break or destroy any window, door or part of any dwelling owned or occupied by another or to break or sever from any premises owned or occupied by another any gate, fence, railing, tree, brush or vine or any property whatsoever, or to deface, mutilate or injure the same.

Sec. 10-1-3 Deposits of Injurious Material on Thoroughfares

It is unlawful for any person, either willfully and maliciously or carelessly and negligently, to drop, throw, place or scatter upon any street, alley, sidewalk or public place in the town any nails, tacks, broken glass, glass bottles or any instrument or thing whatsoever of such nature as to be capable of injuring persons or property.

Sec. 10-1-4 Excavations to be Covered

A. It is unlawful for any person to make any excavation or dig any hole, drain or ditch in any highway or thoroughfare in the town without providing a sufficient light at night and a temporary fence or suitable obstruction around or in front of such excavation during the day.

B. It is unlawful for any person to maintain a well, cellar, pit or other excavation of more than two feet in depth on any unenclosed lot without providing substantial curbing, covering or protection of such excavation.

Sec. 10-1-5 Explosives

It is unlawful for any person within the limits of the town to blast or use powder, fireworks or other explosives without a permit in writing from the chief of police.

Sec. 10-1-6 False or Misleading Reports to Police

It is unlawful for any person willfully to make to the police department of the town any false, fraudulent, misleading or unfounded report or statement, or willfully to misrepresent any fact for the purpose of interfering with the operation of the police department or with the intention of misleading any police officer.

Sec. 10-1-7 Fences; Barbed Wire and Electric

It is unlawful for any person to erect or maintain within the town any electric fence or any fence constructed in whole or in part of barbed wire. Any such fence is a public nuisance and subject to abatement by order of the town court.

Sec. 10-1-8 Furnishing Weapons and Other Articles to Prisoners

It is unlawful for any person to furnish or attempt to furnish or take into jail or to deliver or attempt to deliver to any prisoner therein confined, or in the custody of any officer, any weapon, tool, intoxicating liquors, drug or other article.

Sec. 10-1-9 Littering

It is unlawful for any person to throw or deposit any litter in or upon any street, alley, public grounds, school grounds or church grounds or upon any private property not owned by such person.

Sec. 10-1-10 Minors

A. It is unlawful for any person seventeen years old or under to idle or loiter upon the streets or public places of the town between the hours of nine o'clock p.m. and six o'clock a.m. Sunday through Thursday and between the hours of ten o'clock p.m. and six o'clock a.m. on Friday and Saturday unless such person is accompanied by a parent, guardian or some person of lawful age having legal custody of such person.

B. It is unlawful for any parent, guardian or other adult person having the care and custody of such person to encourage or allow such person to idle or loiter upon the streets or public places between the hours of nine o'clock p.m. and six o'clock a.m. on Sunday through Thursday and between the hours of ten o'clock p.m. and six o'clock a.m. on Friday and Saturday unless accompanied by such parent or guardian.

C. The provisions of this section shall not apply when the person is upon an emergency errand or legitimate business directed by his or her parent, guardian or other adult person having the care and custody of the person.

Sec. 10-1-11 Noise

A. It is hereby declared to be a public nuisance and it is unlawful for any person, firm or corporation owning or operating or in control of any restaurant, hotel, dance hall, show, store or any place of public amusement, entertainment or accommodation, to play or permit to be played any music or musical instrument or instruments whether played by Individuals, orchestra, radio, phonograph, music box or other mechanical device or means in such a loud or unusual manner as to be offensive to the senses, or so as to disturb the slumber, peace and quiet or otherwise interfere with or annoy the comfortable enjoyment of life or property of any considerable number of persons in the neighborhood and is no less a nuisance because the extent of the annoyance inflicted is unequal.

B. It is unlawful to play, operate or use any device known as a sound truck, loud speaker or sound amplifier, radio or phonograph with loud speaker or sound amplifier or any instrument of any kind or character which emits loud and raucous noises and is attached to and upon any vehicle unless such person in charge of such vehicle shall have first applied to and received permission from the chief of police to operate any such vehicle so equipped.

C. It is unlawful for any person to operate a motor vehicle which shall not at all times be equipped with a muffler upon the exhaust thereof in good working order and in constant operation to prevent excessive or

unusual noise, and it is unlawful for any person operating any motor vehicle to use a cut-out, by-pass or similar muffler elimination appliance.

Sec. 10-1-12 Obstruction of Streets

It is unlawful for any person to obstruct any public street, alley, sidewalk or park or other public grounds within the town by committing any act or doing anything which is injurious to the health, indecent or offensive to the senses, or to do in or upon any such streets, alleys, sidewalks, parks or other public grounds, any act or thing which is an obstruction or interference to the free use of property or with any business lawfully conducted by anyone, in or upon or facing or fronting on any of such streets, alleys, sidewalks, parks or other public grounds in the Town.

Sec. 10-1-13 Obstruction of View

It is unlawful for any person to maintain or allow any tree, hedge, billboard or other obstructions which prevent persons driving vehicles on public streets, alleys or highways from obtaining a clear view of traffic when approaching an intersection or pedestrian crosswalk.

Sec. 10-1-14 Offensive Business

It is unlawful for any person to establish or maintain any slaughterhouse or make a practice of slaughtering cattle, hogs, sheep or any other kind of animal, or establish or maintain any soap factory, render tallow, or pursue, maintain or carry on any other business or occupation offensive to the senses or prejudicial to the public health within the limits of the town.

Sec. 10-1-15 Offensive Premises

It is unlawful for any person to suffer or permit any premises belonging to or occupied by him, or any cellar, privy, vault, pool, sewer or private drain therein to become nauseous, foul or offensive to the senses or prejudicial to the public health or comfort.

Sec. 10-1-16 Prostitution

It is unlawful for any person to practice prostitution or to solicit any person to visit or patronize a prostitute or place of prostitution.

Sec. 10-1-17 Searchlights

It is unlawful for any person to operate within the town any incandescent or arc type searchlight, beacon light or similar lighting device designed to and capable of projecting a beam of light into the sky for a distance in excess of one-half mile unless permission is obtained from the council. The provisions of this section shall not apply to emergency searchlights or beacons operated pursuant to public authority.

Sec. 10-1-18 Signs and Banners

It is unlawful for any person to place any banner or sign upon any street light pole, traffic signal pole or utility pole within the town without first obtaining authorization from the council.

Sec. 10-1-19 Spitting

It is unlawful for any person to spit upon any of the public sidewalks or crosswalks in the town or upon any public path) by-way or highway or in or on any public ground or park in the town, or upon the floor or interior of any public building in the town.

Sec. 10-1-20 Water-Flow upon Streets

A. It is unlawful for any person to willfully or negligently permit or cause the escape or flow of water in such quantity as to cause flooding, or to impede vehicular or pedestrian traffic, to create a hazardous condition to such traffic, or to cause damage to the public streets of the town.

B. It is unlawful for any person to willfully or negligently permit or cause the escape or flow of irrigation water in such quantity as to cause flooding, to impede vehicular or pedestrian traffic, to create a hazardous condition to such traffic, or to cause damage to the public streets of the town through the failure or neglect to properly operate or maintain any irrigation structure, delivery ditch or waste ditch in which said person has a vested right or interest or through the willful or negligent failure of said person to accept irrigation water after it has been ordered by him.

Sec. 10-1-21 Weapons

A. It is unlawful for any person within the limits of the town to fire or discharge any firearm, BB gun, air gun, pellet gun, dart gun, slingshot, gas-operated gun or other similar gun or instrument.

B. The prohibitions of the preceding subsection shall not apply to the use of any such gun or instrument by:

1. A law enforcement officer or other duly authorized public official or employee in the performance of any official duty.
2. Any person to whom a special permit or authority is issued by the chief of police of the town for the use of such gun or instrument for a valid and proper purpose and for use in a manner not likely to harm any person, animal or property.
3. Any person when used in necessary self defense, in defense of property or person in a manner authorized by the laws of the state under or within rights guaranteed by the constitution of the state or the United States of America.
4. Any person when on a properly supervised range or in an area recommended as a hunting area by the Arizona game and fish department which has been approved and posted by the chief of police.

C. it is unlawful for any person, except a peace officer in actual service and discharge of his duty, to have on or about his person a concealed weapon.

1. "Weapon", as used in this section, means anything readily capable of lethal use and possessed under circumstances not manifestly appropriate for lawful uses which it may have. The term "weapon" includes a firearm which is not loaded or lacks a clip or other component to render it immediately operable, and components which can readily be assembled into a weapon.

2. A weapon is not a concealed weapon as used in this section if:

- a. It is carried in a belt holster which holster is wholly or partially visible, or is carried in a scabbard or case designed for carrying weapons which scabbard or case is wholly or partially visible.
- b. It is located in a closed trunk, luggage or glove compartment of a motor vehicle.

D. It is unlawful for any person to recklessly or carelessly handle a weapon.

E. Any person other than a peace officer on duty carrying a weapon, upon entering any public place or attending a public event, may be required by the operator of the establishment or the sponsor of the event to remove his weapon and place it in the custody of the operator of the establishment or the sponsor of the event.

F. It is unlawful for any person to sell or give to a person under the age of eighteen years, without written consent of the person's parent or legal guardian, a weapon, ammunition or toy pistol by which dangerous and explosive substances may be discharged.