

TITLE XIII: GENERAL OFFENSES

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CHAPTER 130: OFFENSES AGAINST PROPERTY

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GENERAL PROVISIONS

§ 130.001 ABANDONMENT OF ICEBOXES AND THE LIKE.

(A) It shall be unlawful for any person to discard, abandon, leave or allow to remain in any place any icebox, refrigerator or other container, device or equipment of any kind with an interior storage area of more than two cubic feet of clear space which is airtight, without first removing the doors or hinges from such icebox, refrigerator, container, device or equipment.

(B) This section shall not apply to any icebox, refrigerator, container, device or equipment which is being used for the purpose for which it was originally designed, or is being used for display purposes by any retail or wholesale merchant, or is crated, strapped or locked to such an extent that it is impossible for a child to obtain access to any airtight compartment thereof.

(1961 Code, § 9-2) Penalty, see § 130.999

Statutory reference:

For similar state law, see VA Code 18.2-319

§ 130.002 CARELESSLY DAMAGING PROPERTY BY FIRE.

If any person carelessly, negligently or intentionally sets any woods or marshes on fire, or sets fire to any stubble, brush, straw or any other substance capable of spreading fire on lands, whereby the property of another is damaged or jeopardized, he or she shall be fined.

(1961 Code, § 9-7) Penalty, see § 130.999

Statutory reference:

For similar state law, see VA Code § 18.2-88

§ 130.003 ENTERING THE PROPERTY OF ANOTHER TO DAMAGE AND THE LIKE.

It shall be unlawful for any person to enter the land, dwelling, outhouse or any other building of another for the purpose of damaging such property or any of the contents thereof or in any manner to

interfere with the rights of the owner, user or the occupant thereof to use such property free from interference.

(1961 Code, § 9-12) Penalty, see § 130.999

Cross-reference:

Trespass generally, see §§ 130.085 through 130.088

§ 130.004 FALSE ALARMS.

Any person who without just cause therefor, calls or summons, by telephone or otherwise, any ambulance, or firefighting apparatus, shall be deemed guilty of a misdemeanor.

(1961 Code, § 9-13) Penalty, see § 130.999

Statutory reference:

For similar state law, see VA Code § 18.2-212

§ 130.005 HUNTING.

(A) For the purpose of this section, the following definition shall apply unless the context clearly indicates or requires a different meaning.

HUNT. The searching for or stalling of any animal, fowl or other wild game, as well as the actual shooting thereat or thereof.

(B) It shall be unlawful for any person to hunt within the town limits, with the following exceptions:

(1) Deer can be taken with bows and arrows (which by definition includes crossbows), according to applicable state statutes and regulations, during the urban archery season, the early archery season, and the general firearms deer season established by the Virginia Department of Game and Inland Fisheries. The use of canines when hunting any animal species with archery tackle during any archery season within the town limits is prohibited at all times.

(2) Nuisance species, as defined under state law, can be taken according to applicable state statutes and regulations. The use of canines to hunt nuisance animal species within the town limits is prohibited at all times.

(1961 Code, § 9-20) (Ord. passed - -) Penalty, see § 130.999

Cross-reference:

Animal defined, see § 90.015

Firearms; discharging, see § 133.02

Shooting and the like song birds, see § 90.018

§ 130.006 PETIT LARCENY.

If any person shall steal from the person of another, money or other thing of value in an amount set by Council from time to time, or if any person commit simple larceny not from the person of another, of goods and chattels of less value than \$200, he or she shall be deemed guilty of a misdemeanor. (1961 Code, § 9-31) Penalty, see § 130.999

Cross-reference:

Shoplifting, see § 130.009

Statutory reference:

For similar state law, see VA Code § 18.2-96

§ 130.007 RELIGIOUS ASSEMBLIES; DISTURBING.

No person shall willfully interrupt or disturb any assembly met for the purpose of the worship of God, and any person violating the provisions of this section shall be guilty of a misdemeanor. (1961 Code, § 9-36) Penalty, see § 130.999

Statutory reference:

Disturbance of religious worship, see VA Code § 18.2-415

§ 130.008 SETTING WOODS AND THE LIKE ON FIRE INTENTIONALLY.

Any person who intentionally sets or procures another to set fire to any woods, brush, leaves, grass, straw, or any other inflammable substance capable of spreading fire, and who intentionally allows the fire to escape to lands not his or her own, whereby the property of another is damaged or jeopardized, shall be fined, and shall be liable for the full amount of all expenses incurred in fighting the fire. (1961 Code, § 9-38) Penalty, see § 130.999

Statutory reference:

For similar state law, see VA Code § 18.2-87

§ 130.009 SHOPLIFTING.

Whoever, without authority, willfully conceals the goods or merchandise of any store, while still upon the premises of such store, shall be deemed guilty of a misdemeanor. (1961 Code, § 9-39) Penalty, see § 130.999

Cross-reference:

Petit larceny generally, see § 130.006

Statutory reference:

For similar state law, see VA Code § 18.2-103

§ 130.010 VENDING MACHINES AND THE LIKE; UNLAWFUL OPERATION.

Any person who shall operate, cause to be operated, or attempt to operate or cause to be operated any coin box telephone, parking meter, vending machine or other machine that operates on the coin-in-the-slot principle, whether of like kind or not, designed only to receive lawful coin of the United States, in connection with the use or enjoyment of telephone or telegraph service, parking privileges or any other service, or the sale of merchandise or other property, by means of a slug, or any false, counterfeit, mutilated, sweated or foreign coin, or by any means, method, trick or device whatsoever, not authorized by the owner, lessee or licensee of such coin box telephone, parking meter, vending machine or other machine; or who shall obtain or receive telephone or telegraph service, parking privileges, merchandise or any other service or property from any such coin box telephone, parking meter, vending machine or other machines, designed only to receive lawful coin of the United States, without depositing in or surrendering to such coin box telephone, parking meter, vending machine or other machine lawful coin of the United States to the amount required therefor by the owner, lessee or licensee of such coin box telephone, parking meter, vending machine or other machine, shall be guilty of a misdemeanor.

(1961 Code, § 9-48) Penalty, see § 130.999

Statutory reference:

For similar state law, see VA Code § 18.2-179

WELLS**§ 130.025 ABANDONED WELLS; FILLING.**

(A) Every owner, operator, proprietor, superintendent or conductor of any sawmill or other manufacturing plant, or any other person who has caused to be dug on his or her own land or the land of another any well or pit for the use of such sawmill, plant or person, shall fill such well or pit with earth so that the same shall not be dangerous to human beings, animals or fowl at the time of or before such mill or plant shall be removed, or such well or such pit otherwise abandoned; and any person owning land whereon any such well or pit is located shall in the same manner fill with earth any such well or pit which has been abandoned; provided, that such person has knowledge of the existence of such well or pit.

(B) In the case of mining operations in lieu of filling the shaft or pit the owner or operator thereof on ceasing operations in such shaft or pit shall securely fence the same and keep the same at all times thereafter securely fenced.

(1961 Code, § 9-1) Penalty, see § 130.999

Statutory reference:

For similar state law, see VA Code § 18.2-316

§ 130.026 COVERING CERTAIN WELLS.

Every person owning or occupying any land on which there is a well having a diameter greater than six inches and which is more than ten feet deep shall at all times keep the same covered in such a manner as not to be dangerous to human beings, animals or fowl. Any person violating the provisions of this section shall be guilty of a misdemeanor.

(1961 Code, § 9-9) Penalty, see § 130.999

Statutory reference:

For similar state law, see VA Code § 18.2-317

GARBAGE, TRASH, LITTER AND THE LIKE**§ 130.040 GENERALLY.**

It shall be unlawful for any person to deposit, place, dump or otherwise dispose of any trash, paper, garbage, litter or other unsightly or obnoxious material in, on or upon any street, sidewalk or other public property, or the private property of another.

(1961 Code, § 9-16) Penalty, see § 130.999

Charter reference:

Power of the town to require lands and the like to be kept clean, see Char. Art. IX, § 1(1)

§ 130.041 IN STREAMS AND THE LIKE.

It shall be unlawful for any person to deposit, place, dump or otherwise dispose of any trash, paper, garbage, litter or other unsightly or obnoxious material in, on or upon any stream or waterway within the town, or any lands adjacent thereto.

(1961 Code, § 9-17) Penalty, see § 130.999

INJURY**§ 130.055 PUBLIC BUILDINGS AND THE LIKE.**

If any person shall willfully and maliciously break any window or door of any house of public worship, schoolhouse, town hall or other public building or library, or willfully and maliciously injure or deface any other public buildings or on any public grounds; or willfully and maliciously injure or deface any house of public worship, town hall or any other public building; or willfully and maliciously destroy or carry away any furniture belonging to, or in any of such buildings; or willfully and unlawfully injure or deface any book, newspaper, magazine, pamphlet, map, picture, manuscript or other property

belonging to any library, reading room or other educational institution, or unlawfully remove the same therefrom, he or she shall be guilty of a misdemeanor.

(1961 Code, § 9-21) Penalty, see § 130.999

Statutory reference:

For similar state law, see VA Code § 18.2-138

§ 130.056 VEHICLES, BOATS AND THE LIKE.

Any person who shall individually or in association with one or more others willfully break, injure, tamper with or remove any part of any vehicle, aircraft, boat or vessel for the purpose of injuring, defacing or destroying such vehicle, aircraft, boat or vessel, or temporarily or permanently preventing its useful operation, or for any purpose against the will or without the consent of the owner of such vehicle, aircraft, boat or vessel, or who shall in any other manner willfully or maliciously interfere with or prevent the running or operation of such vehicle, aircraft, boat or vessel, shall be guilty of a misdemeanor.

(1961 Code, § 9-22) Penalty, see § 130.999

Statutory reference:

For similar state law, see VA Code § 18.2-146

§ 130.057 DOORSTEP, GATE, TREE AND THE LIKE.

Any person who shall in any way injure, tear down, cut or remove any doorstep, sign, gate, tree, shrub, flowers or any other property of any citizen of the town or of the town itself, without authority to do so, shall be guilty of a misdemeanor for every such offense and further shall be responsible in the amount of such damage to the owner of such property so injured.

(1961 Code, § 9-23) Penalty, see § 130.999

Charter reference:

Damage to public or private property generally, see Char. Art. IX, § 2(5)

§ 130.058 LAMPPOSTS, ELECTRIC LIGHTS, TELEPHONE POLES AND THE LIKE.

Any person who shall injure or destroy any lampposts, lamps, electric lights, telephone or telegraph poles, wires or glass shall be guilty of a misdemeanor and shall pay the expense of renewing or repairing the same.

(1961 Code, § 9-24) Penalty, see § 130.999

NUISANCES**§ 130.070 DEFINED.**

For the purpose of this code of ordinances, the following definition shall apply unless the context clearly indicates or requires a different meaning.

NUISANCE. Any thing, condition or act which is or may become, in the discretion of the Town Council, a detriment or menace to the health, safety or welfare of any person within the town. (1961 Code, § 9-28)

TRESPASS**§ 130.085 ON PRIVATE PROPERTY GENERALLY.**

If any person shall unlawfully trespass upon any private property, he or she shall, upon complaint of the owner or occupant of such property, be guilty of a misdemeanor for each such offense. (1961 Code, § 9-42) Penalty, see § 130.999

Cross-reference:

Entering property of another to damage and the like, see 130.003

§ 130.086 AFTER HAVING BEEN FORBIDDEN.

If any person shall without authority of law go upon or remain upon the lands, buildings or premises of another, or any part, portion or area thereof, after having been forbidden to do so, either orally or in writing, by the owner, lessee, custodian or other person lawfully in charge thereof, or after having been forbidden to do so by a sign posted on such lands, buildings, premises or part, portion or area thereof at a place or places where it or they may be reasonably seen, he or she shall be deemed guilty of a misdemeanor.

(1961 Code, § 9-43) Penalty, see § 130.999

Statutory reference:

For similar state law, see VA Code § 18.2-119

§ 130.087 INSTIGATING AND THE LIKE TRESPASS BY OTHERS; PREVENTING SERVICE TO PERSONS NOT FORBIDDEN TO TRESPASS.

If any person shall solicit, urge, encourage, exhort, instigate or procure another to go upon or remain upon the lands, buildings or premises of another, or any part, portion or area thereof, knowing such other person to have been forbidden, either orally or in writing, to do so by the owner, lessee,

custodian or other person lawfully in charge thereof, or knowing such other person to have been forbidden to do so by a sign posted on such lands, buildings, premises or part, portion or area thereof at a place where it may reasonably be seen; or if any person shall, on such lands, buildings, premises or part, portion or area thereof, prevent or seek to prevent the owner, lessee, custodian, person in charge or any of his or her employees from rendering service to any person not so forbidden, he or she shall be deemed guilty of a misdemeanor.

(1961 Code, § 9-44) Penalty, see § 130.999

Statutory reference:

For similar state law, see VA Code § 18.2-120

§ 130.088 AT NIGHT UPON CHURCH OR SCHOOL PROPERTY.

It shall be unlawful for any person, without the consent of some person authorized to give such consent, to go or enter upon, in the nighttime, the premises or property of any church or upon any school property for any purpose other than to attend a meeting or service held or conducted in such church or school property.

(1961 Code, § 9-45) Penalty, see § 130.999

Statutory reference:

For similar state law, see VA Code § 18.2-128

§ 130.999 PENALTY.

(A) Any person violating any provision of this chapter, for which no other penalty is provided, shall be subject to the penalty provisions of § 10.99.

(B) Any violation of § 130.001 shall be a misdemeanor.

(1961 Code, § 9-2)

(C) Any person violating § 130.002 shall be fined in an amount set by Council from time to time for each offense, and shall be liable for the full amount of all expenses incurred in fighting the fire.

(1961 Code, § 9-7)

(D) Any person violating the provisions of § 130.003 shall be guilty of a misdemeanor.

(1961 Code, § 9-12)

(E) Any person violating § 130.008 shall be fined in an amount set by Council from time to time or be confined in jail not less than one nor more than six months, and shall be liable for the full amount of all expenses incurred in fighting the fire.

(1961 Code, § 9-38)

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(F) Any person violating any provision of § 130.025 shall be deemed guilty of a misdemeanor, and, upon conviction, shall be fined not exceeding an amount set by Council from time to time.
(1961 Code, § 9-1)

(G) Any person violating the provisions of § 130.026 shall be guilty of a misdemeanor.
(1961 Code, § 9-9)

(H) Any person violating § 130.086 shall be deemed guilty of a misdemeanor, and, upon conviction thereof, shall be punished by a fine in an amount set by Council from time to time or by confinement in jail not exceeding 12 months, or by both such fine and imprisonment.
(1961 Code, § 9-43)

(I) Any person violating § 130.087 shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine in an amount set by Council from time to time or by confinement in jail not exceeding 12 months, or by both such fine and imprisonment.
(1961 Code, § 9-44)

(J) Any person violating the provisions of § 130.088 shall be guilty of a trespass and, upon conviction, shall be fined in an amount set by Council from time to time.
(1961 Code, § 9-45)

CHAPTER 131: OFFENSES AGAINST PERSONS

Section

General Provisions

- 131.01 Abusive language
- 131.02 Adultery and fornication
- 131.03 Assault and battery
- 131.04 Begging
- 131.05 Profane swearing and drunkenness
- 131.06 Riotous or disorderly conduct in public places and on public conveyances

House of Ill Fame

- 131.20 Residing in or frequenting
- 131.21 Keeping

Prostitution

- 131.35 Generally
- 131.36 Use of vehicle to promote

- 131.99 Penalty

GENERAL PROVISIONS

§ 131.01 ABUSIVE LANGUAGE.

If any person shall, in the presence or hearing of another curse or abuse such other person, or use any violent abusive language to such person concerning himself or herself or any of his or her female relations, under circumstances reasonably calculated to provoke a breach of the peace, he or she shall be guilty of a misdemeanor.

(1961 Code, § 9-3) Penalty, see § 131.99

Statutory reference:

Abusive language, see VA Code § 18.2-416

§ 131.02 ADULTERY AND FORNICATION.

If any person commits adultery or fornication, such person shall be guilty of a misdemeanor.
(1961 Code, § 9-4) Penalty, see § 131.99

Statutory reference:

For similar state law, see VA Code § 18.2-344

§ 131.03 ASSAULT AND BATTERY.

If any person shall make or commit a simple assault or a simple assault and battery upon another, he or she shall be guilty of a misdemeanor.
(1961 Code, § 9-5) Penalty, see § 131.99

Cross-reference:

Disorderly conduct generally, see § 131.06

§ 131.04 BEGGING.

It shall be unlawful for any person to beg or solicit alms in any street, sidewalk or other public place.

(1961 Code, § 9-6) Penalty, see § 131.99

Charter reference:

Begging, see Char. Art. IX, § 2(3)

§ 131.05 PROFANE SWEARING AND DRUNKENNESS.

If any person arrived at the age of discretion shall profanely curse or swear, or be drunk in public, he or she shall be guilty of a misdemeanor.

(1961 Code, § 9-32) Penalty, see § 131.99

Statutory reference:

Profane swearing and drunkenness, see VA Code § 18.2-388

§ 131.06 RIOTOUS OR DISORDERLY CONDUCT IN PUBLIC PLACES AND ON PUBLIC CONVEYANCES.

If any person behaves in a riotous or disorderly manner in any street, highway, public building or any other public place or causes any unnecessary disturbance in any streetcar, railroad car, omnibus or other public conveyance, by running through it, climbing through windows or upon the seat, failing to

move to another seat when lawfully requested so to move by the operator, or otherwise annoying the passengers or employees therein, he or she shall be guilty of a misdemeanor.

(1961 Code, § 9-37) Penalty, see § 131.99

Cross-reference:

Assault and battery, see § 131.03

Statutory reference:

Riotous or disorderly conduct in public places and on public conveyances, see VA Code § 18.2-415

HOUSE OF ILL FAME

§ 131.20 RESIDING IN OR FREQUENTING.

It shall be unlawful for any person to frequent, reside in or visit, for immoral purposes, any house of ill fame, brothel or bawdyhouse or any place within or without any building or structure which is used or is to be used for lewdness, assignation or prostitution.

(1961 Code, § 9-18) Penalty, see § 131.99

Charter reference:

Houses of ill fame, see Char. Art. IX, § 2(3)

Statutory reference:

Residing in or frequenting a house of ill fame, see VA Code § 18.2-347

§ 131.21 KEEPING.

It shall be unlawful for any person to keep any house of assignation, or bawdyhouse, or any place where persons may meet for the purpose of prostitution or illicit or illegal intercourse, and each and every day such assignation house, or bawdyhouse, or such other place shall be kept, or any prostitute kept or harbored or permitted to remain therein or thereat for immoral purposes, shall constitute a separate offense. In a prosecution for this offense, the general character of the house may be proved.

(1961 Code, § 9-19) Penalty, see § 131.99

Statutory reference:

For similar state law, see VA Code § 18.2-347

PROSTITUTION**§ 131.35 GENERALLY.**

Any person who, for money or its equivalent, commits adultery or fornication, or offers to commit adultery or fornication and thereafter does any substantial act in furtherance thereof, shall be guilty of being a prostitute, or prostitution, which shall be a misdemeanor.

(1961 Code, § 9-33) Penalty, see § 131.99

Statutory reference:

For similar state law, see VA Code § 18.2-346

§ 131.36 USE OF VEHICLE TO PROMOTE.

It shall be unlawful for any owner or chauffeur of any bus, automobile, motorcar or other vehicle, whether drawn by animal or motor power, with knowledge or reason to believe such vehicle is to be used for an immoral purpose, to use such vehicle or to allow such vehicle to be used for the purpose of prostitution or illicit or illegal sexual intercourse or to aid or to promote such prostitution, illicit or illegal sexual intercourse by the use of any such bus, automobile, motorcar or other vehicle.

(1961 Code, § 9-34) Penalty, see § 131.99

Statutory reference:

Use of vehicles to promote prostitution and the like, see VA Code § 18.2-349

§ 131.99 PENALTY.

(A) Any person violating any provision of this chapter, for which no other penalty is provided, shall be subject to the penalty provisions of § 10.99.

(B) Any person violating § 131.01 shall be guilty of a misdemeanor and, upon conviction, fined in an amount set by Council from time to time, in the discretion of the jury or justice trying the case.
(1961 Code, § 9-3)

(C) Any person violating § 131.02 shall be guilty of a misdemeanor and shall be fined in an amount set by Council from time to time.
(1961 Code, § 9-4)

(D) Any person violating the provisions of § 131.04 after having been notified thereof shall be fined in an amount set by Council from time to time.
(1961 Code, § 9-6)

(E) Any person violating § 131.05 shall be guilty of a misdemeanor and, upon conviction thereof, shall be fined in an amount set by Council from time to time.
(1961 Code, § 9-32)

CHAPTER 132: OFFENSES AGAINST PUBLIC MORALS

Section

General Provisions

- 132.01 Gambling
- 132.02 Obstructing justice by threat or force
- 132.03 Peeping or spying into the dwelling house of another
- 132.04 Refusing to assist an officer
- 132.05 Slander and libel

Defrauding

- 132.20 Garage keeper and the like
- 132.21 Hotels, motels, boardinghouses and the like

Vagrancy

- 132.35 Defined
- 132.36 How dealt with

- 132.99 Penalty

GENERAL PROVISIONS

§ 132.01 GAMBLING.

Any person who shall bet, wager or play at any game for money, or other thing of value shall, upon conviction thereof, be fined.

(1961 Code, § 9-15) Penalty, see § 132.99

Charter reference:

Gambling, see Char. Art. IX, § 2(3)

Statutory reference:

For similar state law, see VA Code § 18.2-326

§ 132.02 OBSTRUCTING JUSTICE BY THREAT OR FORCE.

If any person, by threats or force, attempt to intimidate impede, resist, abuse, obstruct or hinder any police officer, judge, justice, juror, witness or officer of the court or any sergeant, constable or other peace officer or any revenue officer, in the discharge of his or her duty, or to obstruct or impede the administration of justice in any court, he or she shall be deemed to be guilty of a misdemeanor.

(1961 Code, § 9-29) Penalty, see § 132.99

Cross-reference:

Refusing to assist an officer, see § 132.04

Statutory reference:

For similar state law, see VA Code § 18.2-460

§ 132.03 PEEPING OR SPYING INTO THE DWELLING HOUSE OF ANOTHER.

If any person shall unlawfully enter upon the property of another, in the nighttime, and secretly or furtively peep through or attempt so to peep, into, through or spy through, a glass window or other opening of a dwelling, he or she shall be deemed guilty of a misdemeanor.

(1961 Code, § 9-30) Penalty, see § 132.99

Statutory reference:

For similar state law, see VA Code § 18.2-130

§ 132.04 REFUSING TO ASSIST AN OFFICER.

If any person shall refuse to assist any police officer, when called upon so to do by such officer, when in the discharge of his or her duty, such person shall be guilty of a misdemeanor.

(1961 Code, § 9-35) Penalty, see § 132.99

Cross-reference:

Obstructing justice, see § 132.02

Statutory reference:

For similar state law, see VA Code § 18.2-463

§ 132.05 SLANDER AND LIBEL.

(A) If any person shall falsely utter and speak, or falsely write and publish, of and concerning any female of chaste character, any words derogatory of such female's character for virtue and chastity, or imputing to such female acts not virtuous and chaste, he or she shall be punished by a fine. If any person shall falsely utter and speak, or falsely write and publish, of and concerning another person, any words which from their usual construction and common acceptance are construed as insults and tend to violence and breach of the peace or shall use grossly insulting language to any female of good character or reputation, he or she shall be punished by a fine.

(B) The defendant shall be entitled to prove upon trial in mitigation of the punishment, the provocation which induced the libelous or slanderous words, or any other fact or circumstance tending to disprove malice, or lessen the criminality of the offense.

(1961 Code, § 9-40) Penalty, see § 132.99

Statutory reference:

For similar state law, see VA Code § 18.2-417

DEFRAUDING

§ 132.20 GARAGE KEEPER AND THE LIKE.

Whoever stores a motor vehicle with any person engaged in the business of conducting a garage for the storage of motor vehicles and furnishing supplies to motor vehicles, and obtains supplies for such motor vehicle, without having an express agreement for credit, or procures storage, or supplies on account of such motor vehicle so stored, without paying therefor, and with the intent to cheat or defraud the owner or keeper of such garage; or with such intent obtains credit at such garage for such storage or supplies through any misrepresentation or false statement; or with such intent removes or causes to be removed any such motor vehicle from any such garage while there is a lien existing thereon for the proper charges due from him or her for storage or supplies furnished thereon, shall be guilty of a misdemeanor.

(1961 Code, § 9-10) Penalty, see § 132.99

Statutory reference:

For similar state law, see VA Code § 18.2-189

§ 132.21 HOTELS, MOTELS, BOARDINGHOUSES AND THE LIKE.

Whoever puts up at a hotel, motel or boardinghouse or obtains food from a restaurant or other eating house and, without having an express agreement for credit, procures food, entertainment or accommodation without paying therefor and with intent to cheat or defraud the owner or keeper of such hotel, motel, boardinghouse, restaurant or other eating house out of the pay for the same; or with intent to cheat or defraud such owner or keeper out of the pay therefor obtains credit at a hotel, motel, boardinghouse, restaurant or other eating house for such food, entertainment or accommodation by means of any false show of baggage or effects brought thereto; or with such intent obtains credit at a hotel, motel, boardinghouse, restaurant or other eating house for such food, entertainment or accommodation through any misrepresentation or false statement; or with such intent removes or causes to be removed any baggage or effects from a hotel, motel, boardinghouse, restaurant or other eating house while there is a lien existing thereon for the proper charges due from him or her for fare and board furnished therein, shall be punished.

(1961 Code, § 9-11) Penalty, see § 132.99

Statutory reference:

For similar state law, see VA Code § 18.2-188

VAGRANCY**§ 132.35 DEFINED.**

The following persons shall be deemed **VAGRANTS**:

(A) All persons who shall unlawfully return into the town whence they have been legally removed;

(B) All persons who, not having the wherewithal to maintain themselves and their families, live idly and without employment, and refuse to work for the usual and common wage given to other laborers in like work in the place where they then are;

(C) Persons wandering or strolling about in idleness who are able to work and have no property to support them;

(D) Persons leading an idle, immoral or profligate life, who have no property to support them and who are able to work, and do not;

(E) All able-bodied persons found begging for a living, or who quit their husbands and leave their wives or children without the means of subsistence;

(F) All persons who come from any place without this town to any place within it and shall be found loitering and residing therein, and shall follow no labor, trade, occupation or business, and have no visible means of subsistence, and can give no reasonable account of themselves or their business in such place;

(G) All persons having a fixed abode who have no visible property to support them and who live by stealing or by trading or bartering stolen property;

(H) All persons who are able to work and do not work, but hire out their minor children and live upon their wages; and

(I) All persons who have no visible income lawfully acquired and who consort with idlers, gamblers, bootleggers, prostitutes, narcotic users, narcotic vendors, persons engaged in the operation of any disorderly house or illegal enterprise of any kind, or persons having the reputation of any of the abovenamed.

(1961 Code, § 9-46)

Charter reference:

Persons with no visible means of support and the like, see Char. Art. IX, § 2(1)

§ 132.36 HOW DEALT WITH.

(A) It shall be the duty of the Code Enforcement Officer or any other police officer to give information, under oath, to any officer empowered by law to issue criminal warrants of all vagrants within his or her knowledge, or persons whom they have a good reason to suspect of being vagrants, in the town, and thereupon, or upon the complaint of any person upon oath, such officer shall issue a warrant for the person alleged to be a vagrant, and he or she shall be brought before the County Justice and, upon conviction, shall be punished as for a misdemeanor. The justice may permit such person so convicted to give bond, with sufficient security in an amount set by Council from time to time, conditioned upon his or her future industry and good conduct for one year. Upon giving such bond, such person shall be set at liberty without undergoing the punishment imposed by his or her conviction.

(B) It shall be a sufficient defense to the charge of vagrancy under this section and § 132.35 that the defendant has made reasonable bona fide efforts to obtain employment at reasonable prices for his or her labor and has failed to obtain the same.

(1961 Code, § 9-47) Penalty, see § 132.99

§ 132.99 PENALTY.

(A) Any person violating any provision of this chapter, for which no other penalty is provided, shall be subject to the penalty provisions of § 10.99.

(B) Any person violating § 132.01 shall, upon conviction thereof, be fined in an amount set by Council from time to time, or confined in jail not exceeding 60 days, or both.

(1961 Code, § 9-15)

(C) Any person violating § 132.04 shall be guilty of a misdemeanor, and shall be fined in an amount set by Council from time to time.

(1961 Code, § 9-35)

(D) If any person shall falsely utter and speak, or falsely write and publish, of and concerning any female of chaste character, any words derogatory of such female's character for virtue and chastity, or imputing to such female acts not virtuous and chaste, he or she shall be punished by a fine in an amount set by Council from time to time, or by confinement in jail for not more than six months, or both. If any person shall falsely utter and speak, or falsely write and publish, of and concerning another person, any words which from their usual construction and common acceptance are construed as insults and tend to violence and breach of the peace or shall use grossly insulting language to any female of good character or reputation, he or she shall be punished by a fine in an amount set by Council from time to time or by confinement in jail for not more than 60 days, or both.

(1961 Code, § 9-40)

(E) Any person violating § 132.20 shall be guilty of a misdemeanor and, on conviction thereof, shall be punished by a fine in an amount set by Council from time to time or imprisonment in jail for not exceeding three months, or both.

(1961 Code, § 9-10)

(F) Any person violating § 132.21 shall be punished by imprisonment not exceeding three months or by fine in an amount set by Council from time to time, either or both, in the discretion of the jury or the court trying the case without a jury.

(1961 Code, § 9-11)

CHAPTER 133: WEAPONS

Section

- 133.01 Concealed weapons
- 133.02 Firearms; discharging
- 133.03 Minors; furnishing certain weapons or tobacco in any form
- 133.04 Throwing stones, using air guns and the like

- 133.99 Penalty

§ 133.01 CONCEALED WEAPONS.

If any person shall carry about his or her person, hid from common observation, any pistol, dirk, Bowie knife, razor, blackjack, switchblade knife, slung shot, metal knucks or any weapon of like kind, he or she shall be guilty of a misdemeanor, and such pistol, dirk, Bowie knife, razor, blackjack, switchblade knife, slung shot, metal knucks or any weapon of like kind, shall, by order of the court or justice, be forfeited to the state and may be seized by any officer as forfeited, and such as may be needed for police officers and conservators of the peace, shall be devoted to that purpose, and the remainder shall be destroyed by the officer having them in charge. This section shall not apply to any police officer, sergeant, sheriff, conservator of the peace or to carriers of the United States mail in rural districts, or to any collecting officer while in the discharge of his or her official duty.

(1961 Code, § 9-8) Penalty, see § 133.99

Charter reference:

Concealed weapons, see Char. Art. IX, § 2(3)

Statutory reference:

Concealed weapons, see VA Code § 18.2-308

§ 133.02 FIREARMS; DISCHARGING.

It shall be unlawful for any person, other than a peace officer in performance of duty, or an individual hunting nuisance species, as defined under state law, to discharge any firearm within the town limits.

(1961 Code, § 9-14) (Ord. passed - -) Penalty, see § 133.99

Cross-reference:

Hunting, see § 130.005

§ 133.03 MINORS; FURNISHING CERTAIN WEAPONS OR TOBACCO IN ANY FORM.

If any person shall sell, barter, give or furnish, or cause to be sold, bartered, given or furnished to any minor under 18 years of age, a pistol, dirk, switchblade knife or Bowie knife, having good cause to believe him or her to be a minor under 18 years of age, or if any person shall sell, barter, give, furnish or cause to be sold, bartered, given or furnished to any minor under 16 years of age cigarettes or tobacco in any form having good cause to believe him or her to be a minor under 16 years of age, such person shall be guilty of a misdemeanor.

(1961 Code, § 9-26) Penalty, see § 133.99

Statutory reference:

For similar state law, see VA Code § 18.2-309

§ 133.04 THROWING STONES, USING AIR GUNS AND THE LIKE.

It shall be unlawful for any person to throw any stones or other missile, or use any slingshot, air gun or similar device in any street or other public place.

(1961 Code, § 9-41) Penalty, see § 133.99

§ 133.99 PENALTY.

(A) Any person violating any provision of this chapter, for which no other penalty is provided, shall be subject to the penalty provisions of § 10.99.

(B) Any person violating § 133.01 shall be guilty of a misdemeanor, and, upon conviction thereof, be fined not less than \$20 nor more than \$500 and in the discretion of the court, or jury trying the case, may, in addition thereto, be committed to jail for not more than 12 months.

(1961 Code, § 9-8)

(C) Any person violating § 133.03 shall be guilty of a misdemeanor and be fined not less than \$2 nor more than \$100.

(1961 Code, § 9-26)

(D) Any person violating the provisions of § 133.04 shall forfeit the slingshot, air gun or device used and shall pay a fine of not less than \$2 nor more than \$25 for every offense.

(1961 Code, § 9-41)