

**TITLE XIII: GENERAL OFFENSES**

Chapter

**130. GENERAL OFFENSES**



**CHAPTER 130: GENERAL OFFENSES**

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**GENERAL OFFENSES**

**§ 130.01 OBEDIENCE TO POLICE.**

No person shall refuse to comply with any lawful order or direction of a police officer.  
(1994 Code, § 130.01)

**§ 130.02 AFFIXING ADVERTISEMENTS AND THE LIKE.**

It shall be unlawful for any person to affix advertisements, bills, or notices to any telephone pole, telegraph pole or electric light or power pole, fence, wall or post, tree or underpass or building or structure, upon any town street or right-of-way, or upon private property without the consent of the owner.

(1994 Code, § 130.02) Penalty, see § 10.99

*Statutory reference:*

*Unlawful posting of advertisements, see G.S. § 14-145*

**§ 130.03 BEGGING.**

It shall be unlawful for any person to engage in systematic begging upon the streets, public places, or public buildings of the town.

(1994 Code, § 130.03) Penalty, see § 10.99

*Statutory reference:*

*Authority of town to regulate begging, see G.S. § 160A-179*

**§ 130.04 MALT BEVERAGES, WINE; CONSUMPTION ON TOWN PROPERTY.**

(A) No person shall consume malt beverages or unfortified wine on property owned or occupied by the town, unless a location is licensed under state law for the consumption on the premises of the beverages. The exception and under the conditions allowed by law and pursuant to lawfully issued permits for consumption of the particular beverage being consumed at the particular place and time, and not otherwise.

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(B) Any person violating this section, and any person who aids, abets, encourages, assists, or contributes to the consumption, and any person who, having control of the premises where the consumption occurs in violation of this section, willfully permits or allows the consumption to occur shall be guilty of a misdemeanor.

(1994 Code, § 130.04) Penalty, see § 10.99

### § 130.05 TRESPASSING ON TOWN PROPERTY.

A person commits the offense of trespass on Town of Long View property, if, without authorization, he or she enters or remains on Town of Long View property:

(A) After he or she has been notified not to enter or remain there by a Town of Long View police officer, or any other official of the town, having the authority to make the request; or

(B) That is posted, in a manner reasonably likely to come to the attention of intruders, with notice not to enter the premises.

(Ord. 11-96, passed 11-5-1996) Penalty, see § 10.99

### *CURFEW FOR MINORS*

#### § 130.20 IMPOSED; HOURS.

(A) It is a curfew violation for a child 15, 16, or 17 years of age to be in a public place:

(1) Between 1:00 a.m. and 5:00 a.m. on Saturday or Sunday;

(2) After 11:00 p.m. on Sunday, Monday, Tuesday, Wednesday, or Thursday; or

(3) Before 5:00 a.m. on Monday, Tuesday, Wednesday, Thursday, or Friday.

(B) It is a curfew violation for a child under 15 years of age to be in a public place after 11:00 p.m. or before 5:00 a.m. on any day.

(C) This section does not apply to a child who is:

(1) Accompanied by his or her parent, guardian, or custodian;

(2) Accompanied by an adult specified by his or her parent, guardian, or custodian; or

(3) Participating in, going to, or returning from:

(a) Lawful employment;

(b) A school-sanctioned activity; or

(c) A religious event.

(D) Whenever the town determines that the curfew time established by divisions (A) or (B) above is later than is reasonable for public safety under the conditions found to exist in the town, the town may, by ordinance, advance the curfew time within its jurisdiction by not more than 1 hour.

(1994 Code, § 130.15) Penalty, see § 10.99

### § 130.21 PARENT OR GUARDIAN NOT TO PERMIT VIOLATION.

No parent, guardian, or other person having the care, custody, or control of any minor under the age of 16 years shall permit the minor to violate any of the provisions of § 130.20.

(1994 Code, § 130.16) Penalty, see § 10.99

### § 130.22 INVESTIGATION OF VIOLATION; RETURN OF MINOR TO PARENT OR GUARDIAN.

(A) Whenever any law enforcement officer discovers or has his or her attention called to the fact a minor is violating any of the provisions of § 130.20, the duty officer shall investigate immediately.

(B) If the investigation reveals § 130.20 is being violated by the minor, the officer shall take the minor into custody and cause him or her to be taken or delivered to his or her home or place of residence and placed in the care and control of the parent, guardian, or other person having control of the minor.

(C) Any parent, guardian, or other person having the care, custody, or control of any minor who, after delivery of the minor to his or her custody under the provisions of divisions (A) and (B) above, shall permit the minor to violate the provisions of this subchapter again shall be guilty of a misdemeanor and punished as provided by state law.

(1994 Code, § 130.17) Penalty, see § 10.99

### ***FIREARMS***

#### **§ 130.35 DISCHARGE.**

(A) It is hereby specifically prohibited and it shall be unlawful for any person to shoot or discharge within the corporate limits of the town any firearm, gun or pistol, air rifle, spring gun or pistol, compressed air rifle or pistol, or other similar devices which impels with force a shot or pellets of any kind.

(B) This section shall not be applicable to police officers or other law enforcement officers while discharging their official duties.

(1994 Code, § 130.25) Penalty, see § 10.99

#### **§ 130.36 SEIZURE BY POLICE.**

The Police Chief or any member of the Police Department or County Sheriff's Office is hereby authorized to seize and hold, subject to the order of the court, any gun or pistol, air rifle, spring gun or pistol, compressed air rifle or pistol, or other similar devices referred to in § 130.35 which impels with force any shot or pellets of any kind which shall be used, shot, or discharged within the town in violation of § 130.35.

(1994 Code, § 130.26)

