

CHAPTER 13-06: LOCAL CRIMINAL OFFENSES

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13-06-010. Curfew.

(a) It is unlawful for any person under the age of eighteen (18) years to be in any public place or on any public street, sidewalk or alley within Woods Cross City between the hours of 12:00 midnight and 5:00 a.m.

(b) The foregoing prohibition shall not apply to situations:

(1) Where the minor is accompanied by a parent, legal guardian or other person having the legal care and custody of said minor; or

(2) Where the presence of the minor is connected with or required by some legitimate employment or business of the minor; or

(3) Where the presence of the minor is connected with a bona fide meeting, dance, party, sporting event or practice sponsored by a church, school, league, youth club or theater; or

(4) Where the presence of the minor is connected with an emergency.

13-06-020. Aiding Minor to Violate Curfew.

(a) Generally. It is unlawful for any person to assist, aid, abet or encourage any minor to violate the provisions of Section 13-06-010.

(b) Parent or Guardian. It is unlawful for any parent, guardian, or other person having legal care of any minor, to allow or permit such minor to be in any public place or public street, sidewalk, or alley within Woods Cross City between the hours of 12:00 midnight and 5:00 a.m. in violation of Section 13-06-010.

(c) Owner or Operator of Business. It is unlawful for any person owning or operating a business to permit any minor to be or remain on the premises where such business is conducted between the hours of 12:00 midnight and 5:00 a.m. in violation of Section 13-06-010.

13-06-030. Lewd or Obscene Behavior.

It is unlawful for any person to engage in any lewd, lascivious or obscene conduct, to associate in a lewd, lascivious or obscene manner with any person, or to make any exposure of his or her genitals, pubic area, nipple portion of the female breast, or buttocks in any public place or any place exposed to public view.

13-06-040. Lewd or Obscene Material.

It is unlawful for a person to knowingly permit or authorize the public display of any obscene performance or materials or to knowingly own, lease, or manage any theater, building, structure, room or place for the purpose of presenting such obscene performance or materials.

13-06-050. Cheats and Swindlers.

It shall be unlawful for any person to use or practice any game, trick or device with intent to defraud, cheat, or swindle another.

13-06-060. Destruction of Property.

(a) Wood or Timber. It shall be unlawful for any person to willfully cut down, destroy, injure, sever, or carry away any kind of wood or timber growing or lying upon the land of another without the permission of the owner or occupant thereof.

(b) Earth, Soil or Stone. It shall be unlawful for any person to willfully dig, sever, or carry away any earth, soil or stone from the land of another without the permission of the owner or occupant thereof.

(c) Affixing or Painting. It shall be unlawful for any person to put up, affix, or paint any sign, notice, advertisement, or other item upon the property of another without permission of the owner or occupant thereof.

13-06-070. Trespass by Persons and Motor Vehicles.

In addition to offenses set forth in the City Traffic Code regarding trespass by vehicles, the following activities are prohibited:

(a) Exposing Enclosed Premises. It is unlawful for any person to open any gate, take down any fence, or let down any barrier so as to expose any enclosed premises of another without the permission of the owner or occupant thereof.

(b) Presence on Premises. It is unlawful for any person to drive or park any motor vehicle, motorcycle, or other contrivance, or to walk, lodge, camp, or sleep upon the premises of another without the permission of the owner or occupant thereof.

(c) Presence on City Premises. It is unlawful for any person to drive or park any motor vehicle, motorcycle, or other contrivance upon any City-owned property which is not designated for vehicular traffic or parking.

13-06-080. Temporary Auto Theft.

It shall be unlawful for any person to drive a vehicle which is not his or her own, without the consent of the owner thereof and with the intent to temporarily deprive the owner of possession of the vehicle, even though he or she may not have the intent to steal the vehicle. The consent of the owner of a vehicle to its taking or driving shall not in any case be presumed or implied because of such owner's consent on a previous occasion to the taking or driving such vehicle by the same or a different person.

13-06-090. Interference with Schools, Students or Personnel.

(a) It is unlawful for any person to disturb the peace and the good order of the City, or any lawful assembly by any of the following acts which tend to cause a breach of the peace:

(1) Disturb, interfere with, or otherwise prevent the orderly conduct of the activities, administration or carrying on of classes of any school;

(2) Annoy, disturb, assault, or molest any person, student or employee of any school district while in the school or on the grounds thereof;

(3) Loiter, idle, wander, stroll or play in or about or on any school grounds or building, either on foot or in or on any vehicle without having some lawful business therein or thereabouts, or in connection with the school or the employees thereof, or without being engaged in permitted recreational activity;

(4) Conduct himself or herself in a lewd, wanton or lascivious manner in speech or behavior in, about, or on any school building or grounds.

(5) Park or move a motor vehicle within six hundred (600) feet of any school building or grounds for the purpose of annoying or molesting any student or employee of the school district or in an effort to induce, entice, or invite any person, student or employee into or on the vehicle for immoral or unlawful purposes.

(b) For purposes of this section, "school property" includes property being used by a public or private school for a school function.

13-06-100. Disturbing the Peace – General Prohibition.

It is unlawful for any person to disturb the peace and the good order of the City, or any lawful assembly therein, or of any person by clamor or noise, by intoxication, fighting, by using obscene or profane language, by indecent or disorderly conduct, by lewd or lascivious behavior, or otherwise.

13-06-110. Hunting or Discharging Firearms.

(a) It is unlawful for any person to discharge any firearm, rifle, gun, pistol, shotgun, airgun, bean Shooter, flipper, slingshot, or other instrument, or BB gun within the limits of the City, except in self-defense. This provision shall not apply to peace officers in the discharge of their lawful duties, to target shooting by those holding a Permit issued therefor by the Chief of Police of the City, or to supervised archery target practice or competition, and shall not prevent any person from discharging a firearm while killing a dog or other animal which is attacking, chasing, or worrying any domestic animal having a commercial value, or any species of hoofed or protected wildlife, while attacking domestic fowls, or while such dog or other animal is being pursued thereafter.

(b) It is unlawful to hunt within the City limits of Woods Cross.

(c) It is unlawful for any minor under the age of seventeen (17) years to have in his or her possession or carry any firearm or air gun in any street, back yard or field, whether private or public, within the City limits unless he or she is accompanied by and within the immediate supervision of his or her parent or other responsible adult.

(d) It is unlawful for any parent or guardian or person having the charge or control of any minor under the age of seventeen (17) years to permit such minor to discharge, or to permit any such minor under the age of seventeen (17) years to possess or carry any firearm or air gun in violation of this and the foregoing Subsection, or permit a minor under eighteen (18) years to possess a dangerous weapon.

13-06-120. Soliciting Services of Others.

It is unlawful for any person under the age of twenty-one (21) to solicit or utilize the services of any other person to procure any prohibited article or admission to any prohibited premises.

13-06-130 Failure to Report Child Abuse.

It is unlawful for any person, official, or institution required under *Utah Code Ann.* §§ 62A-4a-403, to report a case of suspected child abuse, child sexual abuse, neglect, fetal alcohol syndrome, or fetal drug dependency to willfully fail to do so. Action for failure to report must be commenced within four (4) years from the date of knowledge of the offense and the willful failure to report.

13-06-140. Fireworks.

(a) In Woods Cross City, Class C common State approved explosives shall be defined under *Utah Code Ann.* §§ 53-7-202.

(b) It is unlawful to sell Class C common State approved explosives other than:

- (1) After June 19 and before July 26.
- (2) After December 19 and before January 3; and
- (3) Fifteen (15) days before and on the Chinese New Year.

(b) It is unlawful to discharge Class C common State approved explosives other than:

- (1) Three (3) days before, on the day of, and three (3) days following:
 - (A) July 4;
 - (B) July 24;
 - (C) January 1; and
 - (D) The Chinese New Year.