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Chapter 9.04OFFENSES BY OR AGAINST PUBLIC OFFICERS AND GOVERNMENTSections:

- 9.04.010 Resisting police officer.
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- 9.04.080 Refusal to permit inspections.
- 9.04.090 Escapes.

9.04.010 Resisting police officer. It shall be unlawful for any person to resist any police officer or any member of the police department, or any person duly empowered with police authority while in the discharge or apparent discharge of his duty, or in any way to interfere with or hinder him in the discharge of his duty. (Ord. 81 § C(3), 1975)

9.04.020 Assisting police officer. It shall be the duty of all persons when called upon by any police officer or any other member of the police department to promptly aid and assist such officer or member in the discharge of his duties. (Ord. 81 §(2), 1975)

9.04.030 Aiding escape. It shall be unlawful for any person to offer or endeavor to assist any person, in the

custody of a police officer or a member of the police department or a person empowered with police authority, to escape or to attempt to escape from such custody. (Ord. 81 §C(4), 1975)

9.04.040 Rescue from custody. It shall be unlawful for any person to rescue or attempt to rescue any person in the custody of a police officer or a member of the police department or any person empowered with police authority. (Ord. 81 §C(5), 1975)

9.04.050 Impersonation of an officer. It shall be unlawful for any person to represent himself to be a town officer or an employee of the town and profess to perform the duties of any such officer or employee when he is not an authorized officer or employee of the town. (Ord. 81 §C(7), 1975)

9.04.060 Imitating official uniform or insignia. It shall be unlawful for any person to counterfeit, imitate or cause to be counterfeited or imitated the uniform, apparel or insignia used by the police department of the town, and it shall also be unlawful for any person, other than a police officer of the town to wear the uniform, apparel, or any other insignia like or similar to that adopted and worn by the official police officers of the town. (Ord. 81 §C(6), 1975)

9.04.070 False fire alarm. It shall be unlawful for any person to intentionally make or give a false fire alarm. (Ord. 81 §A(7), 1975)

9.04.080 Refusal to permit inspections. A. It is unlawful for a person if, knowing that a public servant is legally authorized to inspect property:

1. He refuses to produce or make available the property for inspection at a reasonable hour; or
2. If the property is available for inspection and he refuses to permit an inspection at a reasonable hour.

B. For the purposes of this section, "property" means any real or personal property, including books, records and documents which are owned, possessed or otherwise subject to the control of the defendant. A "legally authorized inspection" means a lawful search, sampling, testing or other examination of property, in connection with the regulation of a business or occupation, that is authorized by statute or other lawful regulatory provision. (Ord. 147 §1(part), 1986)

9.04.090 Escapes. It is unlawful for any person to, while being in the custody or consignment and held for or charged with a violation of any state criminal statute or

municipal ordinance defining a crime, to knowingly escape from the custody or consignment. (Ord. 147 §1(part), 1986)

Chapter 9.08

OFFENSES AGAINST THE PERSON

Sections:

- 9.08.010 Bodily injury.
- 9.08.020 Menacing.
- 9.08.030 Reckless endangerment.
- 9.08.040 Theft.
- 9.08.050 Criminal mischief.
- 9.08.060 Harassment.
- 9.08.070 Fraud by checks--Definitions.
- 9.08.080 Purchase on credit to defraud.

9.08.010 Bodily injury. It shall be unlawful for any person to knowingly, recklessly, or intentionally cause bodily injury to another person. "Bodily injury" means to cause an illness or to cause any physical pain, or to cause impairment of physical or mental condition. (Ord. 81 §A(1), 1975)

9.08.020 Menacing. It is unlawful for any person to, by any threat or physical action, and knowingly, place or attempt to place another person in fear of eminent serious bodily injury. (Ord. 147 §2(part), 1986)

9.08.030 Reckless endangerment. It is unlawful for any person to engage in conduct which creates a substantial risk of bodily injury to another person. (Ord. 147 §2(part), 1986)

9.08.040 Theft. It is unlawful for any person to knowingly:

A. Obtain or exercise control over anything of value of less than two hundred dollars of another without authorization or by threat or deception; and, to deprive the other person permanently of the use or benefit of the thing of value; or

B. Knowingly uses, conceals or abandons the thing of value in such a manner as to deprive the other person permanently of its use or benefit; or

C. Uses, conceals, or abandons the thing of value intending that such use, concealment or abandonment would deprive the other person permanently of its use and benefit; or

D. Demands any consideration to which he is not legally entitled to as a condition of restoring the thing of value to the other person. (Ord. 147 §2(part), 1986)

9.08.050 Criminal mischief. It is unlawful for any person to knowingly damage the real or personal property of one or more other persons or force the single criminal episode. (Ord. 147 §2(part), 1986)

9.08.060 Harassment. A. It is unlawful for any person to, with intent to harass, and knowing, or alarm another person, he:

1. Strikes, shoves, kicks or otherwise touches the person or subjects him to physical contact; or
2. In a public place directs obscene language or makes an obscene gesture to or at another person; or
3. Follows the person in or about a public place; or
4. Engages in conduct or repeatedly commits acts that alarm or seriously annoy another person and that serve no legitimate purpose; or
5. Initiates communication with a person, anonymously or otherwise by telephone, in a manner intended to harass or threaten bodily harm or property damage, or makes any comment, request, suggestion or proposal by telephone which is obscene; or
6. Makes a telephone call or causes a telephone to ring repeatedly, whether or not a conversation ensues, with no purpose of legitimate conversation; or
7. Makes repeated communications at inconvenient hours or in offensively coarse language; or
8. Repeatedly insults, taunts or challenges another in a manner likely to provoke a violent or disorderly response.

B. As used in this section, unless the context otherwise requires, "obscene" means patently offensive descriptions of ultimate sexual acts, solicitation to commit ultimate sexual acts, whether or not the ultimate sexual acts are normal or perverted, actual or simulated, including masturbation, cunnilingus, fellatio, anilingus or excretory functions. (Ord. 147 §2(part), 1986)

9.08.070 Fraud by checks--Definitions. A. As used in this section, unless the context otherwise requires:

1. "Check" means a written, unconditional order to pay a sum certain in money, drawn on a bank, payable on demand, and signed by the drawer.
2. "Drawee" means the bank upon which a check is drawn.
3. "Drawer" means a person, either real or fictitious, whose name appears on a check as the primary obligor, whether the actual signature be that of himself or of a

person authorized to draw the check on himself.

4. "Insufficient funds" means a drawer has insufficient funds with the drawee to pay a check when the drawer has no checking account with the drawee, or has funds in a checking account with the drawee in an amount standing at the time of issuance; and a check dishonored for "no account" shall also be deemed to be dishonored for "insufficient funds."

5. Issue. A person issues a check when he makes, draws, delivers, or passes it or causes it to be made, drawn, delivered or passed.

B. It is unlawful for any person to knowingly have insufficient funds with the drawee, with intent to defraud, who issues a check for the payment of services, wages, salary, commission, labor, rent, money, property or other thing of value, if the fraudulent check was in the sum of less than two hundred dollars. (Ord. 147 §2(part), 1986)

9.08.080 Purchase on credit to defraud. It is unlawful for any person who purchases a personal property on credit thereafter, before paying for it, sells, hypothecates, pledges or disposes with intent to defraud the seller or vendor. (Ord. 147 §2(part), 1986)

Chapter 9.12OFFENSES AGAINST PUBLIC DECENCYSections:

- 9.12.010 Public intoxication.
- 9.12.020 Drinking in public.
- 9.12.030 Lewd acts.
- 9.12.040 Injury to animals.

9.12.010 Public intoxication. It shall be unlawful for any person to appear in any public place under the influence of alcohol, narcotics or other drugs not administered pursuant to medical advice to the degree that he may endanger himself or other persons or property. (Ord. 81 §A(9), 1975)

9.12.020 Drinking in public. It shall be unlawful for any person to drink any malt, vinous or spiritous liquors upon any street, alley, sidewalk or any other public place in the town. (Ord. 81 §A(8), 1975)

9.12.030 Lewd acts. It shall be unlawful for any person or persons to perform any of the following in any public place or anywhere the conduct may reasonably be expected to be viewed by members of the public: an act of sexual intercourse or an act of deviate sexual intercourse or lewd exposure of the body done with intent to arouse or to satisfy the sexual desire of any person or a lewd fondling or caress of the body of another person. (Ord. 81 §C(1), 1975)

9.12.040 Injury to animals. It shall be unlawful for any person to unhumanely, unnecessarily or cruelly, beat, injure or otherwise harm any animal. (Ord. 81 §C(12), 1975)

Chapter 9.16OFFENSES AGAINST PUBLIC PEACESections:

- 9.16.010 Disturbing the peace.
- 9.16.020 Loitering about schools.
- 9.16.030 Obstructing streets or sidewalks.
- 9.16.040 Throwing missiles.

- 9.16.050 Alcoholic beverage licensee--Permitting disturbance on premises.
 9.16.060 Alcoholic beverage licensee--Participation in disturbance on premises.
 9.16.070 Animals which disturb the peace.
 9.16.080 Possession of marijuana.

9.16.010 Disturbing the peace. It shall be unlawful for any person to disturb or tend to disturb the peace of others by any violent, offensive, riotousness or unruly, noisy or boisterous conduct or by unseemly, profane, obscene or offensive language calculated to provoke a breach of peace, or by assaulting, striking or fighting another person or for any person to permit any such conduct in any house or upon any premises owned or possessed by him or under his control or management, when within his power to prevent so that others in the vicinity are or may be disturbed thereby. (Ord. 81 §A(10), 1975)

9.16.020 Loitering about schools. It shall be unlawful for any person to loiter in or about a school building or grounds without a legitimate reason. He or she must have a relationship involving custody of or responsibility for a pupil or a written permission from a school administrator. To "loiter" means to be dilatory, to stand idly around, doing nothing, to linger or delay or linger about or to remain or tarry about in a public place. (Ord. 81 §A(13), 1975)

9.16.030 Obstructing streets or sidewalks. It shall be unlawful for any person or persons to obstruct in any manner any street, alley or sidewalk in the town, and it shall be unlawful to place in any driveway or doorway or sidewalk, street or alley any boxes, barrels, debris or trash of any kind. (Ord. 81 §C(9), 1975)

9.16.040 Throwing missiles. It shall be unlawful for any person to intentionally shoot or throw any stone, bottle, can or any other missile at, or upon any person, animal, public or private property, automobile, motor vehicle, building or structure. (Ord. 81 §A(12), 1975)

9.16.050 Alcoholic beverage licensee--Permitting disturbance on premises. It shall be unlawful for any licensee having authority to sell alcoholic beverages on his premises, to permit any disturbance or unlawful or disorderly acts or conduct to be committed by any person or persons on his premises. (Ord. 81 §C(8), 1975)

9.16.060 Alcoholic beverage licensee--Participation in disturbance on premises. It shall be unlawful for a licensee having authority to sell alcoholic beverages on his

premises to, in any manner, encourage or participate in any disturbance or unlawful or disorderly act or conduct on his premises; provided, however, such licensee may use any lawful means as may be proper to protect his person or property from damage or injury. A licensee shall immediately report to the police or police department any unlawful or disorderly act or conduct or disturbance committed on his premises. It shall not be a defense that the licensee was not personally present on his premises at the time such unlawful or disorderly act or conduct or disturbance took place. However, an agent, servant, bartender, or employee of the licensee shall not be liable when absent from the premises and not on duty. (Ord. 81 §C(10), 1975)

9.16.070 Animals which disturb the peace. It shall be unlawful to harbor or to keep any animals which disturb the peace by loud noises at any time of the day or night. (Ord. 81 §C(11), 1975)

9.16.080 Possession of marijuana. It is unlawful for any person to possess not more than one ounce of marijuana. (Ord. 147 §3, 1986)

Chapter 9.20

OFFENSES AGAINST PROPERTY

Sections:

- 9.20.010 Depositing trash or debris.
- 9.20.020 Littering from a vehicle.
- 9.20.030 Spillage from trucks or other vehicles.
- 9.20.040 Destruction of property.
- 9.20.050 Defacing signs.
- 9.20.060 Damaging trees.
- 9.20.070 Destruction of posted advertisements.
- 9.20.080 Taking down fences.
- 9.20.090 Vehicles injurious to pavement.
- 9.20.100 Deposit of garbage or offal.
- 9.20.110 Open drains or cesspools.
- 9.20.120 Shoplifting.
- 9.20.130 Criminal trespass.
- 9.20.140 Criminal tampering.

9.20.010 Depositing trash or debris. It shall be unlawful to throw or deposit on any street, alley, sidewalk or public grounds in the town any paper, old clothes, cloth of any kind, shoes, hats, grass, junk cars, straw or hay, or trash or debris of any kind, except in public receptacles and authorized private receptacles. (Ord. 81 §B(1), 1975)

9.20.020 Littering from a vehicle. It shall be unlawful for any person while a driver or a passenger in a vehicle to throw or deposit litter of any kind upon any street or alley or other public place within the town or upon any private property. (Ord. 81 §B(2), 1975)

9.20.030 Spillage from trucks or other vehicles. It shall be unlawful for any person to drive or move any truck or any other vehicle within the town unless such truck or vehicle is constructed or loaded to prevent any load, contents, garbage, litter, manure, from being blown or deposited upon any street, alley or other public place. (Ord. 81 §B(7), 1975)

9.20.040 Destruction of property. It shall be unlawful for any person to wilfully, maliciously, wantonly, negligently, or in any other manner injure or destroy real property or improvements thereto, or movable or personal property belonging to the town or to any person or persons or corporation, partnership or association. (Ord. 81 §B(4), 1975)

9.20.050 Defacing signs. It shall be unlawful for any person or persons without proper authority to remove, deface, injure or destroy any street sign, school sign, or traffic sign or sign erected or placed in or adjacent to any street indicating the name of such street. (Ord. 81 §B(5), 1975)

9.20.060 Damaging trees. It shall be unlawful for any person or persons to intentionally damage or injure any shade tree on any town property. (Ord. 81 §C(13), 1975)

9.20.070 Destruction of posted advertisements. It shall be unlawful for any person or persons to wilfully, maliciously, wantonly, negligently or in any other manner, tear down, deface or cover up any posted advertisement, or bill of any person, firm or corporation when the same is posted or put in harmony with the provisions of this title or any other ordinance of the town. (Ord. 81 §B(8), 1975)

9.20.080 Taking down fences. It shall be unlawful for any person to take down any fence or let down any bars or to open any gate in or on the property of another without the consent of the owner, occupant, or the person in charge thereof. (Ord. 81 §B(3), 1975)

9.20.090 Vehicles injurious to pavement. It shall be unlawful for any vehicle injurious to pavement, such as vehicles with lugwheels, to be permitted upon public thoroughfares unless the operator of such vehicle shall first plank and protect such streets from damage. (Ord. 81 §B(6), 1975)

9.20.100 Deposit of garbage or offal. It shall be unlawful to throw or deposit or cause or permit to be thrown or deposited any offals, vegetable substances or both, any dead animals, excrement, garbage or other offensive matter whatever upon any street, alley, sidewalk or any public

ground or into the water of any stream, ditch, pond, well, cistern, or any other body of water whether artificially or naturally created, or near such place as to be liable to pollute such water. (Ord. 81 §B(9), 1975)

9.20.110 Open drains or cesspools. It shall be unlawful for any person to maintain, permit, cause, create or contribute to, in any way, an open drain, sewer, or cesspool, and it shall also be unlawful for any person to permit, create, cause or contribute to any unsightly, nauseous or unhealthful condition by failing to properly dispose of sewage, dead animals, offals, or refuse, both within the town limits and at any point within one mile of the town limits. (Ord. 81 §B(10), 1975)

9.20.120 Shoplifting. A. It shall be unlawful for any person to knowingly take possession of any goods, wares, or merchandise owned or held by and offered or displayed for sale by any store or merchandise establishments, with the intention of unlawfully converting such goods, wares or merchandise to his own use without paying the purchase price thereon.

B. To knowingly conceal unpurchased goods, wares or merchandise owned or held by and offered or displayed for sale by any store or other mercantile establishment shall constitute sufficient evidence that such person intended to convert same to his own use without paying the purchase price therefore within the meaning of subsection A.

C. If any person commits the offense of shoplifting as defined in subsection A or any person knowingly conceals upon his person or otherwise, any unpurchased goods, wares or merchandise held or owned by any store or mercantile establishment, the merchant or any employee thereof, or any peace or police officer, acting in good faith and upon probable cause based upon reasonable grounds therefor, may question such person in a reasonable manner for the purpose of ascertaining whether or not such person is guilty of shoplifting as defined in subsection A. Such questioning of a person by a merchant, merchant's employee or peace or police officer shall not render such merchant, merchant's employee or peace or police officer civilly liable for slander, false arrest, false imprisonment, malicious prosecution or unlawful detention.

D. The summons and complaint issued pursuant to this section shall specify whether the alleged offense occurred within the limits of the town. The summons and complaint shall specify the name of the person, store or other mercantile establishment whose property was allegedly taken or concealed. The summons and complaint shall specify, describe or name the goods, wares or merchandise allegedly taken or concealed as well as the value thereof. (Ord. 81 §A(17), 1975)

9.20.130 Criminal trespass. It is unlawful for any person to unlawfully enter and remain in or upon any premises, whether or not the premises are enclosed in a manner designed to exclude intruders or are fenced. (Ord. 147 §4(part), 1986)

9.20.140 Criminal tampering. It is unlawful for any person to tamper with the property of another with intent to cause injury, inconvenience or annoyance to that person or to another, or if he knowingly makes unauthorized connections with property of a utility, or to cause interruption or impairment of a service rendered to the public by a utility, or by an institution providing health or safety protection, tampers with the property of a utility or institution. (Ord. 147 §4(part), 1986)

Chapter 9.24

OFFENSES AGAINST PUBLIC SAFETY

Sections:

- 9.24.010 Deposit of dangerous articles on street.
- 9.24.020 Riding vehicles or animals on sidewalk.
- 9.24.030 Dangerous buildings.
- 9.24.040 Abandoned refrigerators.
- 9.24.050 Fireworks.
- 9.24.060 Storage of gunpowder.
- 9.24.070 Flammable liquids.
- 9.24.080 Firing woods or prairie.

9.24.010 Deposit of dangerous articles on street. It is unlawful for any person to deposit or throw or cause to be thrown or deposited on any street, or alley or any public way, any broken crockery or broken glass, nails or any other dangerous substance or debris. (Ord. 81 §A(2), 1975)

9.24.020 Riding vehicles or animals on sidewalk. A. It is unlawful for any person to use, ride, propel, or otherwise operate skis, roller skates, in line skates, skateboards, scooters, bicycles or similar means of transportation or drive any car, bicycle, motorcycle, or any

other motor driven vehicle or similar devices upon any sidewalk or other pathway exclusively designated for use by pedestrian traffic in the town of La Veta. It is also unlawful for any person to ride or lead a horse or any other animal, other than a licensed domesticated pet, on the sidewalks or other pathways exclusively designated for use by pedestrian traffic in the town of La Veta.

B. Any animal or device operated by persons in violation of the provisions of this section may be seized by a member of the police department, and be impounded in the town hall or an animal shelter for a period of up to sixty days.

C. In the event impounded animal or device is not claimed by the owner(s), or the parent or guardian of the owner in the case of a minor, within sixty days of being impounded, the police department shall sell it and the proceeds of such sale shall be disposed of in the manner provided by Colorado state law (16-13-311 C.R.S.).

D. In the event an animal or device is impounded, the owner(s) shall be required to pay the costs of impounding prior to release of the animal or device. The costs of impound shall be the actual costs incurred to impound the animal or device, but in no event shall the cost be less than a minimum of ten dollars per day payable by the owner(s) of the property impounded.

E. Multiple violations of this section by an individual shall be construed a nuisance as defined in Sections 8.09.010(9) and Section 8.09.010(13) and shall be subject to the penalty provisions of said section. (Ord. 221, 2003)

9.24.030 Dangerous buildings. It is unlawful to permit any building, structure or place, to remain in such a condition as to be dangerous to the public health in any way. Any such structure, building or place is designated a nuisance. (Ord. 81 SA(11), 1975)

9.24.040 Abandoned refrigerators. It shall be unlawful for any person to leave or permit to remain outside any building or structure or dwelling or within any unoccupied or abandoned building or structure or dwelling under his control, in a place accessible to children, any abandoned, unattended or discarded icebox, refrigerator, or any other container which has a door or lid, snap lock, or any other locking device which may not be released from the inside without first removing the door or lid, snap lock, or any other locking device. (Ord. 81 §A(4), 1975)

9.24.050 Fireworks. A. It shall be unlawful for any person or persons to sell at retail any type of fireworks including fountains, pinwheels, sparklers or torches until he has obtained a license from the board of trustees, Colorado Revised Statutes 53-5-6 1963, as amended.

B. A license to sell fireworks in the town shall be issued only for such sales as are permitted under this section and the state statutes, and only when the board of trustees has determined that the vendor meets the following requirements:

1. That the applicant, or if a corporation, its officers, its sales personnel or director, are of good moral character and reputation;

2. That the applicant has no plan, intent, or scheme to make sales which are prohibited by this section of the state statutes.

C. The police department of the town shall seize, take and remove at the expense of the owner, all stocks of fireworks or combustibles offered or exposed for sale, stored or held in violation of this section or the state statutes.

D. The board of trustees shall have the power to grant permits within the town for supervised public display of fireworks. A satisfactory bond shall be required of each permittee in the sum of not less than one thousand dollars, conditioned for the payment of all damages which may be caused either to persons or property by reason of the licensed display and arising from the acts of the permittee or his agents, employees or subcontractors. The total amount of liability of the surety on such bond for all damages in no event shall exceed the sum of such bond.

E. "Fireworks" means and includes any article, device or substance prepared for the primary purpose of

producing a visual or auditory sensation by combustion, explosion, deflagration or detonation. "Fireworks" shall not include fountains, pinwheels, toy pistols, toy guns, sparklers or torches that contain no explosive charge or paper caps manufactured in accordance with U.S. Interstate Commerce Commission regulations.

F. In case of drought or hazardous fire conditions, or other situations that the board deems extraordinary, the board may, by resolution, place restrictions it deems necessary upon the use of fireworks, or any device or substance prepared for the primary purpose of producing a visual or auditory sensation by combustion, explosion, deflagration or detonation. (Ord. 81 SA(18), 1975)

9.24.060 Storage of gunpowder. It shall be unlawful for any person to store within the corporate limits of the town any amount of gunpowder, blasting powder, nitroglycerine, dynamite or other high explosives, in excess of the following amounts:

A. It shall be unlawful to keep or store any black powder or gunpowder, or guncotton in excess of ten pounds on any one premises in the town.

B. It shall be unlawful to keep or store any nitroglycerine or the explosive commonly known as TNT in the town in any quantities, excepting for medical or laboratory purposes, and for such purposes, no more than one-quarter ounce shall be stored in any one building or premises.

C. It shall be unlawful to keep or store any dynamite in the town in any quantities.

(Ord. 81 SA(6), 1975)

9.24.070 Flammable liquids. It shall be unlawful to store or cause to be stored, or park any tank vehicle carrying flammable liquids or gases upon any street, alley,

ways or avenues of the town, or in any other part of the town except areas zoned for such uses or by special permission of the board of trustees. (Ord. 81 §A(3), 1975)

9.24.080 Firing woods or prairie. It is unlawful for any person to knowingly and without lawful authority or with criminal negligence to set on fire, or cause to be set on fire, any wood, prairie or grounds of any description, other than his own, or who, knowingly or with criminal negligence, permits a fire, set or caused to be set by him, to pass from his own grounds to the injury of another person. (Ord. 147 §5, 1986)

Chapter 9.28

WEAPONS

Sections:

- 9.28.010 Concealed weapons.
- 9.28.020 Firearms.
- 9.28.030 Sale of weapons.

9.28.010 Concealed weapons. A. It shall be unlawful for any person to wear under his or her clothes, or concealed about his or her person or to display in a threatening manner, any dangerous or deadly weapon, including any pistol, revolver, slingshot, cross knuckles, knuckles of brass, lead or any other metal, any bowie knife, dirk, dagger, or any knife resembling a bowie knife.

B. It shall be unlawful for any person, company, firm or association to sell or offer to sell, display or use or possess or carry any knife or knives having the appearance of a pocket knife the blade or blades of which can be opened by a flick of a button, pressure on the handle or by any other mechanical means. Any such knife is declared a dangerous weapon or a deadly weapon within the meaning of subsection A of this section and shall be subject to forfeiture to the town as provided in subsection C of this section.

C. Every person convicted of any violation of this section shall forfeit to the town all such dangerous or deadly weapons so concealed or displayed.

D. Nothing in this section shall be construed to forbid any peace officer of the United States from carrying or wearing while on duty such weapons as shall be necessary in the proper discharge of his or her duties.

E. Nothing in this section shall be construed to forbid any person with a special permit from carrying a concealed weapon.

F. It shall be the duty of every police officer upon

making any arrest, in taking a concealed weapon or weapons from the person of the offender, to deliver the same to the municipal judge to be held by him until the final determination of the prosecution for the offense and upon the finding of guilt, it shall then be the duty of the municipal judge to deliver the weapon, without delay, to the chief of police who shall make disposition of the weapon. (Ord. 81 §A(14), 1975)

9.28.020 Firearms.

It shall be unlawful for any person to have in his possession, except within his own home, in a private automobile, or other private means of conveyance, to carry or to use a revolver or pistol of any description, shotgun or rifle which may be used for the explosion of cartridges or any airgun, gas-operated gun or spring gun or any bow made for the purpose of throwing or projecting or shooting missiles of any kind or by any means whatsoever, whether any such instrument is called by any name set forth above or by any other name, provided that nothing in this section shall, upon first receiving permission from the town board of trustees, prevent the use of any such instrument in shooting galleries or in any private ground or residences under circumstances when such instrument can be fired, discharged or operated in such a manner as to prevent the projectiles from transversing any grounds or space outside the limits of such gallery, grounds, or residence, and further provided that nothing herein contained shall be construed to prevent the concealed carrying of any type of gun whatsoever, when unloaded and properly cased, to and from any shooting range or gallery. (Ord. 158, 1990: Ord. 81 SA(15), 1975)

9.28.030 Sale of weapons.

A. It shall be unlawful for any person, firm or corporation to purchase, sell, loan or furnish any gun, pistol or any other firearm, in which any explosive substance can be used, to any person under the influence of alcohol or any narcotic drug or stimulant or depressant, or to any person the seller knows to be under the influence of alcohol or any narcotic drug, stimulant or depressant, or to any minor under the age of eighteen years.

B. Any such unlawful purchase, sale, loan or furnishing shall be grounds for revocation of any license issued by the town to such person, firm or corporation. (Ord. 81 SA(16), 1975)

Chapter 9.32VIOLATION--PENALTY

Editor's note—Ord. No. 250, § 8, adopted June 16, 2009, repealed § 9.32.010, which pertained to designated and derived from Ord. No. 81, § E, 1975.

Chapter 9.36CURFEWSections:

- 9.36.010 Hours of curfew-Parental responsibility.
 9.36.020 Violation-Penalty.

9.36.010 Hours of curfew--Parental responsibility.

A. It shall be unlawful for any child age seventeen and under, without having the written consent of or being accompanied by one of his or her parents or guardians, to loiter, play, idle or congregate together or individually on or about the streets or public places of the town, or to engage in any sport, create any disturbance, whether in the street, alley, public place or yard within the town limits of La Veta, between the hours of 11 p.m. and 5 a.m.

B. It shall be unlawful for any parent, guardian or other adult person having the care and custody of a minor to knowingly permit such minor to violate the provisions of subsection A of this section. (Ord. 170 §§1, 4, 1993)

9.36.020 Violation--Penalty.

A. Any child or children found loitering, idling, playing or congregating together or individually on the streets, alley, yards or public places in the town after hours of curfew identified in Section 9.36.010(A), shall be deemed to have violated this chapter.

B. Any child or children found guilty of violating the provisions of this chapter shall be subject to being issued a summons to appear before the municipal court and upon conviction be fined not less than ten dollars or more than three hundred dollars.

C. Any person who knowingly violates the provision of Section 9.36.010(B) shall be subject to being issued a summons to appear before the municipal court and upon conviction be fined not less than ten dollars or more than three hundred dollars and/or a jail sentence of not less than ten days or more than thirty days at the discretion of the municipal judge. (Ord. 170 §§2, 3, 5)