

CHAPTER 15.

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Sec. 15-1. Abusive language.

If any person within the municipality shall, in the presence or hearing of another, curse or abuse such person, or use any violent, abusive language to such person, or otherwise use such language, under circumstances reasonably calculated to provoke a breach of the peace, he shall be guilty of a misdemeanor, and on conviction fined in any sum not less than fifty dollars nor more than five hundred dollars. (For similar state law, see Code of Va. § 18.2-388. As to profane cursing or swearing, see § 15-43 of this Code.)

Sec. 15-2. Ambulances and fire-fighting apparatus -- Calling without just cause.

Any person, within the municipality, who without just cause therefor calls or summons, by telephone or otherwise, any ambulance or fire-fighting apparatus, shall be deemed guilty of a misdemeanor. (For similar state law, see Code of Va., § 18.2-212.)

Sec. 15-3. Assault and battery.

Any person who, within the municipality, commits an unjustified assault or battery upon another, which does not amount to a felony, as defined by the laws of the State, shall be guilty of a misdemeanor.

Sec. 15-4. Attempts to commit misdemeanors.

Every person who, within the municipality, attempts to commit an offense which is a misdemeanor shall be confined in jail not exceeding six months or fined not exceeding five hundred and fifty dollars, either or both. (For similar state law, see Code of Va., § 18.2-27.)

Sec. 15-5. Bawdy places -- Residing in or frequenting bawdy place; "bawdy place" defined.

It shall be unlawful for any person to frequent, reside in or at or visit, for immoral purposes,

any bawdy place. For the purpose of this and the following sections the term "Bawdy place" shall mean any place within or without any building or structure within this municipality, which is used or is to be used for lewdness, assignation or prostitution; and the term shall include, but shall not be limited to, every house of prostitution, house of ill fame, bawdy house, house of assignation and brothel. (For similar state law, see Code of Va., § 18.2-347.)

Sec. 15-6. Same -- Keeping bawdy place.

It shall be unlawful for any person to keep any bawdy place, or, with knowledge or reason to believe the same is to be used for immoral purpose, any place where persons may meet for the purpose of prostitution or unlawful sexual intercourse in the municipality. Each and every day such bawdy place 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 reputation of the place may be proved. (For similar state law, see Code of Va., § 18.2-347.)

Sec. 15-7. Begging and solicitation of aid.

It shall be unlawful for any person to solicit aid or assistance for any personal purpose or for any charitable use on the streets or alleys or other public places in the municipality without first having obtained a permit from the municipal mayor to do so. Nothing contained in this section shall be construed as preventing any person from soliciting contributions to any recognized or duly organized church or religious association having a regular organized church in the municipality, or as to soliciting contributions for institutions recognized by the laws of the State. (For state law as to solicitation of contributions, see Code of Va., §§ 57-48 to 57-69.)

Sec. 15-8. Cigarettes, etc. -- Selling, etc., to minors under sixteen years of age.

If any person, within the municipality, shall sell, barter, give or furnish, or cause to be sold, bartered, given or furnished to any minor under sixteen years of age cigarettes or tobacco in any form, having good cause to believe him to be a minor under sixteen years of age, such person shall be guilty of a misdemeanor and shall be fined not less than twenty-five dollars nor more than one hundred dollars. (For similar state law, see Code of Va., § 18.2-371.2.)

Sec. 15-9. Coin-operated devices -- Unlawful operation.

Any person who shall, within the municipality, 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 coins of the United States of America, 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, within the municipality, 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 coins of the United States Of America, without depositing in or surrendering to such coin box telephone, parking meter, vending machine or other machine, lawful coins of the United States of America 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.

Sec. 15-10. Same -- Hours of operation of music devices.

It shall be unlawful for any person to play any coin-operated music device in any business place between the hours of 12:00 Midnight and 8:00 a.m. the proprietor of a business place wherein this section is violated shall be guilty of a misdemeanor. (As to licensing of coin-operated machines, see § _____ of this Code.)

Sec. 15-11. Concealment of merchandise on premises of store.

Whoever, without authority, wilfully conceals the goods or merchandise of any store, within the municipality, while still upon the premises of such store, shall be deemed guilty of a misdemeanor. (For similar state law, see Code of Va., § 18.2-103.)

Sec. 15-12. Same -- Exemption from civil liability in connection with arrest of suspected person.

A merchant, agent or employee of the merchant, who causes the arrest of any person pursuant to the provisions of section 15-11, shall not be held civilly liable for unlawful detention, slander, malicious prosecution, false imprisonment, false arrest or assault and battery of the person so arrested, whether such arrest takes place on the premises of the merchant, or after close pursuit from such premises by such merchant, his agent or employee; provided, that in causing the arrest of such person, the merchant, agent or employee of the merchant, had at the time of such arrest probable cause to believe that the person committed wilful concealment of goods or merchandise. (For similar state law, see Code of Va., § 18.2-105.)

Sec. 15-13. Same -- "Agents of the merchant" defined.

As used in sections 15-11 and 15-12, "agents of the merchant" shall include attendants at any parking lot owned or leased by the merchant, or generally used by customers of the merchant through any contract or agreement between the owner of the parking lot and the merchant. (For similar state law, see Code of Va., § 18.2-106.)

Sec. 15-14. Concealment or compounding offenses.

If any person knowing of the commission of an offense shall, within the municipality, take any money or reward, or an engagement therefor, upon an agreement or understanding, expressed or implied, to compound or conceal such offense, or not to prosecute therefor, or not to give evidence thereof, he shall, if such offense be a felony, be confined in jail not more than one year, and fined not exceeding five hundred dollars; and if such offense be not a felony, unless it be punishable merely by forfeiture to him, he shall be confined in jail not exceeding six months and fined not exceeding one hundred dollars. (For similar state law, see Code of Va., § 18.2-462.)

Sec. 15-15. Curfew -- Parents, etc., permitting minors under eighteen to loiter, etc.

It shall be unlawful for any parent, guardian or other adult person having the care, custody or control of any minor under the age of eighteen years to permit, allow, or encourage such minor to become a loiterer on the street, park or other public place in the municipality between the hours of 11:30 p.m. and daylight of the following day, unless accompanied by a parent, guardian or other person having the care, custody or control of such minor. Any person violating any provision of this section shall be subject to a fine of not less than twenty-five dollars nor more than fifty dollars. Each violation shall constitute a separate offense. (As to loitering in such manner as to obstruct street or sidewalk, see § 20-10 of this Code.)

Sec. 15-16. Same -- Minors under eighteen loitering, etc.

It shall be unlawful for any minor under the age of eighteen years to loiter on any street, park or public place in the municipality between the hours of 11:30 p.m. and daylight of the following day, unless accompanied by the parent guardian or other adult person having the care, custody or control of such minor. Every minor who shall violate the provisions of this section shall be subject to a fine of not less than one dollar or more than

ten dollars. Each violation shall constitute a separate offense. (As to loitering, etc., in such manner as to obstruct street or sidewalk, see § 20-10 of this Code.)

Sec. 15-17. Same -- Proprietor, etc., of certain places permitting minors under eighteen to loiter, etc.

It shall be unlawful for the proprietor, manager or other person having charge or control of any public or other like place in the municipality to permit, allow or encourage any minor under the age of eighteen to become a loiterer or to loiter in or around such place between the hours of 11:30 p.m. and daylight of the following day, unless accompanied by the parent, guardian or other adult person having the care, custody or control of such minor. Any person violating any provision of this section shall be subject to a fine of not less than twenty-five dollars nor more than fifty dollars. Each violation shall constitute a separate offense.

Sec. 15-18. Same -- Duty of police officer.

Whenever any police officer or other officer charged with the duty of enforcing the laws of the state or the provisions of this Code or other ordinances of the municipality shall discover or have his attention called to the fact that any minor under the age of eighteen years is on or in any street, park or other public place in the municipality or is in any vehicle parked thereon, between the hours of 11:30 p.m. and daylight of the following day, and each such minor is not accompanied by his parent, guardian or other adult person having the care, custody or control of such minor, such officer shall make an immediate investigation for the purpose of ascertaining whether or not the presence of such minor on such street, park or other public place or in such vehicle, is in violation of the provisions of section 15-16. If such investigation reveals that the presence of such minor on such street, park or other public place or in such vehicle is in violation of the provisions of section 15-16 then the officer shall cause such minor to be taken to his home or place of residence, and such minor, or his parent, guardian or other adult person having the care, custody or control of such minor, may be summoned to appear before the Judge of the Juvenile & Domestic Relations Court of Loudoun County to be dealt with in accordance with the provisions of sections 15-15 and 15-16, and Chapter 11, Title 16.1 of the Code of Virginia, as amended.

Sec. 15-19. Disorderly conduct on public conveyance.

If any person behaves in a riotous or disorderly manner in any street, highway, public building or other public place other than those mentioned in the preceding section, or causes any unnecessary disturbance in or on any public conveyance, by running through it, climbing through windows or upon the seats, failing to move to another seat when lawfully requested to do so therein, he shall be guilty of a misdemeanor. (For similar state law, see Code of Va., § 18.2-415.)

Sec. 15-19.1. Loitering.

(a) Definitions.

LOITER. Loiter means to stand around or remain, or to park or remain parked in a motor vehicle at a public place or place open to the public and to engage in any conduct prohibited under this law. Loiter also means to collect, gather, congregate, to be a member of a group or a crowd of people who are gathered together in any public place or place open to the public and to engage in any conduct prohibited under this law.

PUBLIC PLACE. Public place means any public street, road or highway, alley, lane, sidewalk, crosswalk or other public way, or any public resort, place of amusement, park, play-ground, public building or grounds appurtenant thereto, school building or school grounds, public parking lot or any vacant lot.

PLACE OPEN TO THE PUBLIC. Place open to the public means any place open to the public or any place to which the public is invited, and in, on or around any privately owned place of business, private parking lot or private institution, including places of worship, cemetery or any place of amusement and entertainment, whether or not a charge of admission or entry thereto is made. It includes the elevator, lobby, halls, corridors and areas open to the public of any store, office or apartment building.

(b) Prohibited conduct.

(1) It shall be unlawful for any person to loiter at, on or in a public place or place open to the public in such manner:

a. to interfere, impede or hinder the free passage of pedestrian or vehicular traffic, or

b. to interfere with, obstruct, harass, curse or threaten or do physical harm to another member or members of the public or

c. that by words, acts or other conduct it is clear that there is a reasonable likelihood to result in a breach of the peace or disorderly conduct.

(2) It shall be unlawful for any person to loiter, as defined in subsection (a) of this section, at a public place or place open to the public and to fail to obey the direction of a uniformed police officer, or the direction of a properly identified police officer or the direction of a properly identified police officer not in uniform, to move on, when not to obey such direction shall endanger the public peace.

(c) Identification. It shall be unlawful for any person, at a public place or place open to the public, to refuse to identify himself by name and address at the request of a uniformed police officer, or of a properly identified police officer not in uniform, if the surrounding circumstances are such as to indicate to a reasonable man that the public safety requires such identification.

(d) Lawful assembly. Nothing herein shall be construed to prohibit orderly picketing or other lawful assembly.

(e) Violations. Any police officer witnessing a violation of this section may, as an alternative to making an arrest, issue to the violator a "notice of violation" which notice, in addition to such factors as shall be required by such form of notice as may be approved by the

town mayor, shall specify the violation with which the violator is charged, and shall set forth the hour, date and location that such violator is summoned to appear before the Judge of the Juvenile & Domestic Relations Court of Loudoun County for the municipality to answer such charge.

No person shall be charged with a violation of this section unless and until the arresting officer has first warned the person of the violation and such person has failed or refused to stop such violation.

Sec. 15-19.2. Obstructing free passage of others; riot or unlawful assembly.

(a) Obstructing free passage of others. Any person or persons who in any public place or on any private property open to the public unreasonably or unnecessarily obstructs the free passage of other persons to and from or within such public place or private property and who shall fail or refuse to cease such obstruction or move on when requested to do so by the owner or lessee or agent or employee of such owner or lessee or by a duly authorized law enforcement officer shall be guilty of a misdemeanor. Nothing in this section shall be construed to prohibit lawful picketing.

(b) What constitutes a riot or unlawful assembly. As used in this article:

(1) Any unlawful use, by three or more persons acting together, of force or violence which seriously jeopardize the public safety, peace or public order is riot.

(2) Whenever three or more persons assembled share the common intent to advance some lawful or unlawful purpose by the commission of an act or acts or unlawful force or violence likely seriously to jeopardize public safety, peace or order, and the assembly actually tends to inspire persons of ordinary courage with well-grounded fear of serious and immediate breaches of public safety, peace or order; then such assembly is an unlawful assembly.

(c) Participating in riot. Every person convicted of participating in any riot shall be punished in the same manner as for a misdemeanor.

(d) Participating in unlawful assembly. Every person who participates in any unlawful assembly shall be guilty of a misdemeanor.

(e) Remaining at place of riot or unlawful assembly after warning to disperse. Every person, except public officers and persons assisting them, remaining present at the place of any riot or unlawful assembly after having been lawfully warned to disperse, shall be guilty of a misdemeanor.

(f) Conspiracy. Any person who conspired with others to cause or produce a riot, or directed, incited or solicited other persons who participated in the riot to acts of force or violence, shall be punished by confinement in jail not to exceed one year or by fine not to exceed five hundred dollars, either or both.

(g) Dispersal of unlawful or riotous assemblies. When any number of persons, whether armed or not, unlawfully or riotously are assembled, the sheriff of the county and his deputies, the police officials of the municipality or any of them, shall go among the persons assembled or as near to them as possible and command them in the name of the state immediately to disperse. If, upon command, the persons unlawfully assembled do not disperse immediately, the sheriff or officer may use such force as is necessary to either disperse them or to arrest those who fail or refuse to disperse or both. To this end, the sheriff or other

law enforcement officer may seek and use the assistance and services of private citizens. Any private citizen, who by request seeks to or assists the law enforcement officer or officers in dispersing persons unlawfully or riotously assembled, shall be immune from civil or criminal liability for using such reasonable force as may be necessary to arrest or disperse those persons who fail to disperse as ordered.

(h) Duty of officers dispersing rioters; killing or injuring rioters. Every endeavor must be used, both by the sheriff or other officers and by the officer commanding any other force, which can be made consistently with the preservation of life, to induce or force the rioters to disperse before an attack is made upon them by which their lives may be endangered. If any of the persons so riotously or unlawfully assembled shall have killed maimed or otherwise injured, in consequence of resisting the sheriff or others in dispersing and apprehending them, or in attempting to disperse and apprehend them, such sheriffs and other officers and others acting by their authority, or the authority of any of them, shall be held guiltless; provided, such killing, maiming or injury shall take place in consequence of the use of necessary and proper means to disperse or apprehend any such persons so riotously or unlawfully assembled. (For similar state law, see Code of Va. §§ 18.2-410-18.2-413.)

Sec. 15-20 Penalty for violation of sections 15-19.1 and 15-19.2.

Anyone violating either section 15-19.1 or 15-19.2 shall be punished by a fine not exceeding five hundred dollars or confinement in jail not exceeding twelve months.

Sec. 15-21. Disorderly houses, etc. -- Keeping, etc.

It shall be unlawful for any person in the municipality to keep, maintain, or operate, for himself or as an officer of, or agent for any corporation, association, club, lodge or other organization, or under the guise of any corporation, association, club, lodge or other organization, any disorderly house or place where disorderly persons meet or may meet for the purpose of illegally dispensing or indulging in intoxicating liquors, illegal substances, gaming or boisterous or other disorderly conduct. Each day's keeping of any such place shall constitute a separate offense.

Sec. 15-22. Same -- Frequenting, etc.

It shall be unlawful for any person to frequent, reside in or visit any place referred to in section 15-21 for the purpose of illegally dispensing or indulging in intoxicating liquors, gaming or boisterous or other disorderly conduct.

Sec. 15-23. Disturbing religious worship.

If any person, within the municipality, wilfully interrupt or disturb any assembly met for the worship of God or, being intoxicated, disturbs the same, whether wilfully or not, he shall be guilty of a misdemeanor. (For similar state law, see Code of Va., § 18.2-415.)

Sec. 15-24. Disturbing schools, public societies, etc.

If any person, within the municipality, wilfully interrupts, molests or disturbs the exercise of any free school or any other school or any public society or, being intoxicated, disturbs the same, whether wilfully or not, he shall be guilty of a misdemeanor. (For similar state law, see Code of Va., § 18.2-415.)

Sec. 15-25. Fraud -- Defrauding hotels, boardinghouses, etc.

Whoever, within the municipality, 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 of 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 for fare and board furnished therein, shall be punished by confinement in jail not exceeding three months or by a fine not exceeding fifty dollars, either or both. (For similar state law, see Code of Va., 18.2-188.)

Se. 15-26. Same -- Defrauding garage keepers.

Whoever, within the municipality 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 procure 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 for storage or supplies furnished thereon, shall be guilty of a misdemeanor, and on conviction thereof shall be punished by a fine of not exceeding one hundred dollars or confinement in jail for not exceeding three months, or both. (For similar state law, see Code of Va., § 18.2-189.)

Sec. 15-27. Same -- Buying, etc., certain secondhand materials with intent to defraud.

If any person, within the municipality, shall buy or receive secondhand grate baskets, keys, bells and bell fixtures, gas fixtures, water fixtures, water pipes, gas pipes, or any part of such fixtures or pipes with intent to defraud, he shall be confined in jail not less than one month nor more than six months. Possession of any such secondhand baskets, keys, bells and bell fixtures, water fixtures, gas fixtures, water pipes, gas pipes, or any part of such fixtures or pipes if bought or received from any other person than the manufacturer thereof or his authorized agent or the owner thereof shall be prima facie evidence of such intent. (For similar state law, see Code of Va., § 18.2-237. For state law as to authority of municipal corporation to prevent fraud and deceit in the sale of property, see Code of Va., § 15.1-866.)

Sec. 15-28. Injuring, damaging, destroying, etc., property -- Generally.

The destruction, injuring, damaging, mutilation or removal of the property of another is hereby prohibited. It shall be unlawful for any person to destroy, damage, mutilate or remove the property of another. The following acts, among others, are declared to be in violation of this section, but this enumeration shall not be deemed to be exclusive:

(a) Personal property. No person within the town shall wilfully, unlawfully and maliciously cut, shoot, maim, wound or otherwise injure any personal property of another person.

(b) Fixtures and real property. No person within the municipality shall wilfully, unlawfully and maliciously cut, mutilate, deface or otherwise injure any tree, shrub, house, outside fence or fixture of another, or commit any other trespass upon real property in the possession of another.

(c) Cemeteries. No person shall damage or deface in any way whatsoever any well, pump, building, tombstone, seat, bench chair, railing, enclosure, tree, shrub, vine, bulb, flower or other thing place, put or growing in any cemetery.

(d) Grassplots, flowers, etc. No person shall drive any animal or vehicle along, on or across any grassplot in any street or public place or on a sidewalk, or trample, pluck, mutilate or injure the grass, shrubs or flowers planted or growing in such place.

(e) Trees and shrubs. No person shall cut, scar, mutilate, dig up or otherwise injure or destroy any trees or shrubs on the public streets or in the parks of the municipality.

Any person violating the provisions of this section shall be guilty of a misdemeanor. (As to injuring traffic signs, see § 13-32 of this Code. For state law as to injuring, etc., property, monuments, etc., see Code of Va., § 18.2-137. As to defacing, etc., parking meters, see § 13-119 of this Code. As to injuring, defacing, etc., vehicles, see § 15-50.)

Sec. 15-29. Same -- Tampering with fireplugs, etc.

It shall be unlawful for any person to tamper in any way with any fireplugs or with any fountains or drinking fountains. (As to parking within fifteen feet of fire hydrant, see § 13-95, Item (4) of this Code.)

Sec. 15-30. Same -- Tampering with fire alarm system.

It shall be unlawful for any person in any way to tamper with the fire alarm system of the municipality.

Sec. 15-31. Sound trucks, loudspeakers, amplifiers, etc.

It shall be unlawful for any person, firm or corporation to use upon the public streets of the town, any loudspeaker, amplifier or other noise making device unless a permit is obtained from the town mayor.

Sec. 15-32. No ordinance.

Sec. 15-33. Officers, etc. -- Resisting, hindering, etc. -- Generally.

It shall be unlawful for any person, within the municipality to resist, hinder or obstruct any officer or special policeman of the municipality in making an arrest, serving a warrant, order, notice, process or in the performance or discharge of any of his duties.

Sec. 15-34. Same -- Same -- Fleeing from officer.

If any person shall flee from an officer, such person shall be guilty of a misdemeanor.

Sec. 15-35. Same -- Same -- Interfering with firemen.

It shall be unlawful for any person, within the municipality, to interfere with any fireman in the discharge of his duty.

Sec. 15-36. Same -- Refusal to aid in the execution of office.

If any person, on being required by any peace officer, shall, within the municipality, refuse or neglect to assist him: (1) In the execution of his office in a criminal case; (2) in the preservation of the peace; (3) in the apprehending or securing of any person for a breach of the peace; or, (4) in any case of escape or rescue, he shall be confined in jail not exceeding six months and be fined not exceeding one hundred dollars. (For similar state law, see Code of Va., § 18.2-463.)

Sec. 15-37. Same -- Obstructing justice.

If any person, within the municipality, shall, by threats or force, attempt to intimidate or impede a judge, justice, juror, witness or an officer of a court, or any sergeant or other peace officer, or any revenue officer, in the discharge of his duty, or to obstruct or impede the administration of justice in any court, he shall be deemed to be guilty of a misdemeanor. (For similar state law, see Code of Va., § 18.2-460.)

Sec. 15-38. Same -- Impersonation.

Any person, within the municipality, who shall falsely assume or exercise the functions, powers, duties and privileges incident to the office of sheriff, police officer, marshal or other peace officer, or who shall falsely assume or pretend to be any such officer, shall be guilty of a misdemeanor. (For similar state law, see Code of Va., § 18.2-174.)

Sec. 15-39. Same -- Unlawful wearing of officer's uniform.

No person, not a member of the police department of the municipality, shall wear any such uniform as is designated for the use of the members of the police department. Any violation of this section shall be punished by a fine not exceeding five hundred dollars, or confinement in jail for a term not exceeding twelve months, or both such fine and imprisonment. (For state law as to unauthorized wearing of uniform, see Code of Va., § 18.2-175.)

Sec. 15-40. Pawnbrokers -- Daily reports.

Every pawnbroker, within the municipality, shall prepare a report at the end of each day of all goods, articles or things pawned or pledged with him during such day and file such report not later than noon of the following day with the chief of police, or the sheriff of the County of Loudoun.

Such report shall include the name and residence of the pledger and a description of the goods, article or thing pledged and shall be in writing and clearly legible to any person inspecting it.

Any person violating any of the provisions of this section shall be guilty of a misdemeanor and on conviction shall be punished by a fine of not less than fifty dollars nor more than five hundred dollars for each offense. (For similar state law, see Code of Va., § 54-853. For state law as to authority of municipal corporation to regulate the conduct of pawnshops, see Code of Va., § 15.1-866.)

Sec. 15-41. Petit larceny.

Any person, within the municipality, who:

(1) Commits larceny from the person of another of money or other thing of value of less than five dollars, or

(2) Commits simple larceny not from the person of another of goods and chattels of the value of less than one hundred dollars, shall be deemed guilty of a petit larceny, which shall be punishable as a misdemeanor. (For similar state law, see Code of Va., § 18.1-101.)

Sec. 15-42. Profane cursing or swearing; drunkenness.

If any person, within the municipality, eighteen or older, shall profanely curse or swear under the influence of illegal substances, or be intoxicated in public, he shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be fined not less than twenty-five nor more than one hundred dollars.

If any person shall be convicted for being intoxicated in public three times within one year in the municipality, in violation of either a state statute, county or municipal ordinance, upon the third or subsequent conviction for such offense within the period of one year, such person may be punished by imprisonment in jail for not more than six months or by a fine of not more than one hundred dollars, or by both such fine and imprisonment. (For state law authorizing the municipality to prohibit and punish the conduct and acts embraced in this section, see Code of Va., § 18.2-237. As to abusive language, see § 15-1 of this Code. As to driving automobiles, engines, etc., while under the influence of alcohol, etc., see §§ 13-53 to 13-56 of this Code.)

Sec. 15-43. Public dances -- Police protection.

It shall be unlawful for any person to hold a public dance in the municipality, unless the person holding such dance shall, at his own expense, provide a sworn law enforcement officer during the dance.

Sec. 15-44. Same -- When operation prohibited.

All public dances held in the municipality shall be closed not later than 2:00 a.m.

Sec. 14-45. Slander and libel.

If any person, within the municipality, shall falsely utter and speak, or falsely write and publish, of and concerning any person, he shall be punished by a fine of not less than twenty-five dollars nor more than five hundred dollars, or by confinement in jail for not more than six months, or both. If any person, within the municipality, 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 person of good character reputation, he shall be punished by a fine of not less than twenty-five dollars or by confinement in jail for not more than sixty days, or both.

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. (For similar state law, see Code of Va., § 18.2-417.)

Sec. 14-46. Snakes -- Handling or using so as to endanger human life or health.

If shall be unlawful for any person to display, exhibit, handle or use any poisonous or dangerous snake or reptile in such a manner as to endanger the life or health of any person.

Any person violating the provisions of this section shall be guilty of a misdemeanor and punished by a fine of not less than fifty dollars nor more than one hundred and fifty dollars, or by confinement in jail not exceeding six months, or by both such fine and imprisonments. (For similar state law, see Code of Va., § 18.2-313.)

Sec. 14-47. Solicitors, peddlers, etc. -- Uninvited solicitations; registration required

It shall be unlawful for any person to engage in business as a canvasser or solicitor, calling at residences without the previous consent of the occupant for the purpose of soliciting orders, sales, subscriptions or business of any kind, or seeking for information or donations without having first registered in the office of the town clerk. The registrant must give his complete identification, his signature, the name of his employer, the nature of the products or services in which he is interested, the names of the manufacturers of such products or the organization which he is representing; the proposed method of operating in the municipality and the license number of any vehicle operated in such business.

Sec. 14-48. Same -- Issuance and carrying of registration certificate.

Certificate. Each applicant who shows evidence of good character and satisfies the requirements of the above shall be furnished a certificate indicating that he has registered and setting forth the dates covered by such registration. Such certificate shall be valid for a period of twelve days for all applicants.

Each person shall, at all times, while soliciting or canvassing in the municipality, carry upon his person the registration certificate and the same shall be exhibited by such registrant whenever he is required to do so by any police officer or by any person solicited or canvassed.

Sec. 15-48.1. Same -- Revocation of registration; "canvasser" and "solicitor" defined.

Any such registration may be revoked by the town mayor or police sergeant because of any violation by the registrant of sections 15-47 and 15-48 or of any other ordinance of the municipality, or of any state or federal law, or for prior conviction of any crime or whenever the registrant shall cease to possess the qualifications and character required in this section for the original registration.

A "canvasser" or "solicitor" shall be defined as one who takes orders for future delivery, or for intangible services or solicits subscriptions from house to house or in public places and not from an established place on private premises.

Sec. 15-48.1.1. Same -- Registration certificate fee.

The fee for such certificate shall be twenty-five dollars which shall be paid to the treasurer of the municipality at the time that the certificate of registration is issued to the applicant.

Sec. 15-48.2. Same -- License required.

It shall be unlawful for any person, firm or corporation to engage in the business of hawker or peddler of any merchandise, article or thing without having first secured a license therefor except where exempted by general law.

Sec. 15-48.3. Same -- Application for licenses.

Applications for such licenses shall be made to the clerk of the municipality, and shall state thereon the description and number of vehicles, if any, intended to be operated, the kind of merchandise to be peddled; and the permanent address of the peddler and the place wherein the peddling is to be conducted within the municipality.

Sec. 15-48.4. Same -- License fee.

The fee for such license shall be that prescribed in section 21-37 of this Code. except where exempt by general law.

Sec. 14-48.5. Same -- Street peddlers.

No peddler shall ply his vocation on any street, sidewalk, park or in any other public place unless his license specifies that peddling in such public places is permitted thereunder.

Sec. 14-48.6. Same -- Fraud; "peddler" and "hawker" defined.

Any licensed peddler or hawker who shall be guilty of any fraud, cheating or misrepresentation whether through his own acts, or that of an agent, while peddling in the municipality or who shall barter, sell or peddle any goods, merchandise or wares other than those specified in the application shall be deemed guilty of a violation of this section.

A "peddler" or "hawker" shall be defined as one who carries from place to place any goods, wares, commodities or merchandise and offers to sell or barter the same, or actually sell or barter the same, and includes all persons who do not keep a regular place of business, whether it be a house or a vacant lot or elsewhere, open at all times in regular business hours and at the same place who shall offer for sale goods, wares, commodities and merchandise. All persons who keep a regular place of business, open at all times in regular business hours and at the same place who shall elsewhere then at such regular place of business personally or through agents, offer for sale or sell and, at the time of such offering for sale, deliver goods, wares, commodities shall also be deemed peddlers, but this section shall not apply to those exempted by section 58-340 of the Code of Virginia, as amended.

Sec. 15-48.7. Same -- Definition exceptions.

The definitions of solicitors, canvassers, peddlers and hawkers as set forth herein shall not include solicitors, canvassers and peddlers representing service clubs and organizations of a similar nature organized and operating solely in the county.

Sec. 15-49. Deleted.

Title 63 of Code of Va. deleted this section as a result of Welfare Laws of the State which supersede this section.

Sec. 15-50. Deleted.

Sec. 15-51. Vehicles -- Breaking, injuring, defacing, etc.

Any person, within the municipality, who shall individually or in association with one or more others wilfully break, injure, tamper with or remove any part of any vehicle for the purpose of injuring, defacing or destroying such vehicle or temporarily or permanently preventing its useful operating, or for any purpose against the will or without the consent of the owner of such vehicle, or who shall in any other manner wilfully or maliciously interfere with or prevent the running or operating of such vehicle, shall be guilty of a misdemeanor. (For similar state law, see Code of Va., § 18.2-146.)

Sec. 15-52. Same -- Entering or setting in motion.

Any person, within the municipality, who shall, without the consent of the owner or person in charge of a vehicle, climb into or upon such vehicle, with intent to commit any crime, malicious mischief or injury thereto, or who, while a vehicle, is at rest and unattended, shall attempt to manipulate any of the levers and starting crank or other device, brakes or mechanism thereof or to set such vehicle in motion, with the intent to commit any crime, malicious mischief or injury thereto, shall be guilty of a misdemeanor, except that the foregoing provision shall not apply when any such act is done in an emergency or in furtherance of public safety or by or under the direction of an officer in the regulation of traffic or performance of any other official duty. (For similar state law, see Code of Va., § 18.2-147.)

Sec. 15-53. Same Bona fide repossession under lien.

The provisions of sections 15-50 and 15-51 shall not apply to a bona fide repossession of a vehicle, aircraft, boat or vessel by the holder of a lien on such vehicle, aircraft, boat or vessel, or by agents or employees of such lienholder. (For similar state law, see Code of Va., § 18.2-148.)

Sec. 15-54. Wells, etc., -- Filling upon abandonment.

Within the municipality, any person who has caused to be dug on his own land or the land of another any well or pit 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 such well or such pit is 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.

Any person violating any provision of this section shall be deemed guilty of a misdemeanor and upon conviction shall be fined not exceeding five hundred dollars. (For similar state law, see Code of Va., § 18.2-316.)