

CHAPTER 23.

TRESPASS.

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Sec. 23-1. After having been forbidden to do so.

If any person shall, within the municipality, without authority of law go upon or remain upon the lands, buildings or premises of another, or any part, portion or area thereof, after having been forbidden to do so, either orally or in writing, by the owner, lessee, custodian or other person lawfully in charge thereof, or after having been forbidden to do so by a sign posted on such lands, buildings, premises or part, portion or area thereof at a place where it may be reasonably seen, he shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine of not more than one thousand dollars or by confinement in jail not exceeding twelve months, or by both such fine and imprisonment.

This section shall not be construed to affect in any way the provisions of sections 29-165 to 29-170, Code of Virginia. (For similar state law, see Code of Va., § 18.1-173.)

Sec. 23-2. Instigating, etc., trespass by others; preventing service to persons not forbidden to trespass.

If any person, within the municipality, shall solicit, urge, encourage, exhort, instigate or procure another or others to go upon or remain upon the lands, buildings or premises of another, or any part, portion or area thereof, knowing such other person to have been forbidden, either orally or in writing, to do so by the owner, lessee, custodian or other person lawfully in charge thereof, or knowing such other person to have been forbidden to do so by a sign posted on such lands, buildings, premises or part, portion or area thereof at a place where it may reasonably be seen; or if any person shall, on such lands, buildings, premises or part, portion or area thereof prevent or seek to prevent the owner, lessee, custodian, person in charge or any of his employees from rendering service to any person not so forbidden, he shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine of not more than one thousand dollars or by confinement in jail not exceeding twelve months, or by both such fine and imprisonment. (For similar state law, see Code of Va., § 18.1-173.1.)

Sec. 23-3. Peeping or spying into structure occupied as dwelling.

If any person, within the municipality, shall unlawfully

enter upon the property of another, in the nighttime, and secretly or furtively peep through or attempt to so peep, into, through or spy through, a window, door or other aperture of any building, structure or other enclosure of any nature occupied or intended for occupancy as a dwelling, whether or not such building, structure or enclosure be permanently situated or transportable and whether or not such occupancy be permanent or temporary, such person shall be guilty of a misdemeanor. (For similar state law, see Code of Va., § 18.1-174.)

Sec. 23-4. At night upon any cemetery.

If any person, without the consent of the owner, proprietor or custodian, go or enter in the nighttime, upon the premises, property, driveways or walks of any cemetery, within the municipality, either public or private for any purpose other than to visit the burial lot or grave of some member of his family, he shall be guilty of a trespass and upon a conviction thereof shall be fined not more than twenty-five dollars. (For similar state law, see Code of Va., § 18.1-181.)

Sec. 23-5. At night upon church or school property.

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

Any person violating the provisions of this section shall be guilty of a trespass and upon conviction shall be fined not less than five dollars nor more than two hundred fifty dollars. (For similar state law, see Code of Va., § 18.1-182.)

Sec. 23-6. Entering property of another for purpose of damaging it, etc.

It shall be unlawful for any person, within the municipality to enter the land, dwelling, outhouse or any other building of another for the purpose of damaging such property or any of the contents thereof or in any manner to interfere with the rights of the owner, user or the occupant thereof to use such property free from interference. Any person violating the provisions of this section shall be guilty of a misdemeanor. (For similar state law, see Code of Va., § 18.1-183.)