

PLEASE STAMP & SIGN FOR PAYMENT

JAN 24 1984

- Washoe County Clerk
- Attn: Charlotte James
- P. O. Box 11130
- Reno, NV 89520

DESCRIPTION OF LEGAL ADVERTISING

Ord. #592
 3349008

TERMS: Please pay from this invoice. It is due upon presentation and is past due after 15 days.

Legal Ad. Cost 16.80
 Extra Proofs _____
 Notary Fee 2.00
 Total Amt due 18.80

| MONTH | 1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 | 9 | 10 | 11 | 12 | 13 | 14 | 15 | 16 | 17 | 18 | 19 | 20 | 21 | 22 | 23 | 24 | 25 | 26 | 27 | 28 | 29 | 30 | 31 |
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| January | | | | | | | | | | | | | | | | x | | | | | | | x | | | | | | | | |

PROOF OF PUBLICATION

STATE OF NEVADA, ss. Doris Mertz
 COUNTY OF WASHOE

being first duly sworn, deposes and says: That as the legal clerk of the RENO GAZETTE-JOURNAL, a daily newspaper published in Reno, Washoe County, State of Nevada, that the notice _____ of _____ Ordinance #592 _____

_____ of which a copy is hereto attached, was first published in said newspaper in its issue dated the 16th day of Jan., 19 84 and, _____ Jan. 23 _____, the full period of 2 days, the last publication thereof being in the issue of January 23 1984.

Signed *Doris Mertz*
 Subscribed and sworn to before me this 23rd day of January, 1984
Alice L. Buffalo
 Notary Public

NOTICE OF COUNTY ORDINANCE
 NOTICE IS HEREBY GIVEN that Bill No. 764, Ordinance No. 592, entitled "An ordinance adding a new chapter to the Washoe County Code which makes misdemeanors of certain acts against public justice, against the person or against property," was adopted on January 10, 1984, by Commissioners Williams, King, Lillard, McDowell, and Ritter.
 Typewritten copies of the Ordinance are available for inspection by all interested persons at the office of the County Clerk.
 Judi Bailey
 County Clerk
 3349008-Ord. #592
 Jan. 16.23-ic 133

ALICE L. BUFFALOE
 Notary Public - State of Nevada
 Washoe County
 My Appointment Expires June 5, 1985

SUMMARY: Adds a new chapter to the Washoe County Code which makes certain acts misdemeanors under the Code.

BILL NO. 764

ORDINANCE NO. 592

AN ORDINANCE ADDING A NEW CHAPTER TO THE WASHOE COUNTY CODE WHICH MAKES MISDEMEANORS OF CERTAIN ACTS AGAINST PUBLIC JUSTICE, AGAINST THE PERSON OR AGAINST PROPERTY.

THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF WASHOE DO ORDAIN:

SECTION 1. The Washoe County Code is hereby amended by adding thereto a new chapter to be designated as Chapter 53 and to consist of the provisions set forth as sections 2 to 14, inclusive, of this ordinance.

SECTION 2.

53.XXX Assault: Definition; penalties.

1. As used in this section, "assault" means an unlawful attempt, coupled with a present ability, to commit a violent injury on the person of another.

2. Any person convicted of an assault under circumstances to which subsection 2 of NRS 200.400 does not apply shall be punished for a misdemeanor if the assault is not made with use of a deadly weapon or the present ability to use a deadly weapon.

SECTION 3.

53.XXX Battery: Definition; penalties.

1. As used in this section:

(a) "Battery" means any willful and unlawful use of force or violence upon the person of another.

(b) "Child" means a person less than 18 years of age.

2. Any person convicted of a battery, other than a battery committed by an adult upon a child which constitutes child abuse, shall be punished for a misdemeanor if the battery is not committed with a deadly weapon and if no substantial bodily harm to the victim results, except under circumstances where a greater penalty is provided in NRS 197.090.

SECTION 4.

53.XXX Aiming firearm at human being; discharging weapon where person might be endangered. Every person who shall aim any gun, pistol, revolver or other firearm, whether loaded or not, at or toward any human being, or who shall willfully discharge any firearm, air gun or other weapon, or throw any deadly missile in a public place, or in any place where any person might be

endangered thereby, although no injury result, shall be guilty of a misdemeanor.

SECTION 5.

53.XXX Drawing deadly weapon in threatening manner.

1. Any person having, carrying or procuring from another person any dirk, dirk-knife, sword, sword-cane, pistol, gun or other deadly weapon, who shall, in the presence of two or more persons, draw or exhibit any of such deadly weapons in a rude, angry or threatening manner not in necessary self-defense, or who shall in any manner unlawfully use the same in any fight or quarrel, shall be guilty of a misdemeanor.

2. No sheriff, deputy sheriff, marshal, constable or other peace officer shall be held to answer, under the provisions of subsection 1, for drawing or exhibiting any of the weapons mentioned therein while in the lawful discharge of his duties.

SECTION 6.

53.XXX Disturbing the peace. Every person who shall maliciously and willfully disturb the peace or quiet of any neighborhood or person or family by loud or unusual noises, or by tumultuous and offensive conduct, threatening, traducing, quarreling, challenging to fight, or fighting, shall be guilty of a misdemeanor.

SECTION 7.

53.XXX Affray. If two or more persons shall, by agreement, fight in a public place, to the terror of the citizens of this county, the persons so offending commit an affray and are guilty of a misdemeanor.

SECTION 8.

53.XXX Petit larceny: Definition; punishment. Every person who:

1. Steals, takes and carries, leads or drives away the personal goods or property of another, under the value of \$100; or

2. Steals, takes and carries, leads, drives or entices away one or more domestic animals or poultry having an aggregate value under \$100, except those described in subparagraph (1) of paragraph (a) of subsection 1 of NRS 205.225, commits petit larceny and is guilty of a misdemeanor.

SECTION 9.

53.XXX Vagrants enumerated; punishment.

1. Every person who:

(a) Solicits anyone to engage in or who engages in lewd

or dissolute conduct in any public place or in any place open to the public or exposed to public view;

(b) Solicits any act of prostitution;

(c) Is a pimp, panderer or procurer or lives in or about houses of prostitution;

(d) Accosts other persons in any public place or in any place open to the public for the purpose of begging or soliciting alms;

(e) Goes from house to house begging food, money or other articles, or seeks admission to such houses upon frivolous pretexts for no other apparent motive than to see who may be therein, or to gain an insight of the premises;

(f) Keeps a place where lost or stolen property is concealed;

(g) Loiters in or about any toilet open to the public for the purpose of engaging in or soliciting any lewd or lascivious conduct or any unlawful act;

(h) Loiters or wanders upon the streets or from place to place without apparent reason or business and who refuses to identify himself and to account for his presence when requested by any peace officer to do so, if the surrounding circumstances are such as to indicate to a reasonable man that the public safety demands the identification;

(i) Loiters, prowls or wanders upon the private property of another, in the nighttime, without visible or lawful business with the owner or occupant thereof, or who, while loitering, prowling or wandering upon the private property of another, in the nighttime, peeks in the door or window of any inhabited building or structure located thereon, without visible or lawful business with the owner or occupant thereof; or

(j) Lodges in any building, structure or place, whether public or private, without the permission of the owner or person entitled to the possession or in control thereof, is a vagrant.

2. Every vagrant shall be punished:

(a) For the first violation of paragraph (a), (b) or (c) of subsection 1 and for each subsequent violation of the same paragraph occurring more than 3 years after the violation, for a misdemeanor.

(b) For the second violation of paragraph (a), (b) or (c) of subsection 1 within 3 years after the first violation of the same paragraph, by imprisonment in the county jail for not less than 30 days and by a fine of not less than \$250.

(c) For a violation of any provision of paragraphs (d) to (j), inclusive, of subsection 1, for a misdemeanor.

SECTION 10.

53.XXX Trespass on land, in building of another after warning; warning by posting, fencing.

1. Every person who without authority granted by law

goes upon the land or into any building of another with the intent to vex or annoy the owner or occupant thereof, or to commit any unlawful act, or willfully goes or remains upon any land or in any building after having been warned by the owner or occupant thereof not to trespass, is guilty of a misdemeanor. The meaning of this subsection is not limited by subsections 2 and 4.

2. Every owner or other occupant of any land is deemed to have given a sufficient warning against trespassing, within the meaning of this section, who:

(a) Posts in a conspicuous manner on each side thereof, upon or near the boundary, at intervals of not more than 700 feet, signs, legibly printed or painted in the English language, warning persons not to trespass; or

(b) Fences the area.

3. It is prima facie evidence of trespass for any person to be found on private or public property which is posted or fenced as provided in subsection 2 without lawful business with the owner or occupant of the property.

4. An entryman on land under the laws of the United States is an owner within the meaning of this section.

5. As used in this section, "fence" means a barrier sufficient to indicate an intent to restrict the area to human ingress, and includes a wall, hedge or board, chain link or wire mesh fence, but does not include a barbed-wire fence.

SECTION 11.

53.XXX Possession of drugs which may not be introduced into interstate commerce: Penalty; exemptions.

1. Any person within this state who possesses, procures, obtains, processes, produces, derives, manufactures, sells, offers for sale, gives away or otherwise furnishes any drug which may not be lawfully introduced into interstate commerce under the Federal Food, Drug and Cosmetic Act is guilty of a misdemeanor.

2. The provisions of this section do not apply:

(a) To physicians licensed to practice in this state who have been authorized by the Food and Drug Administration to possess experimental drugs for the purpose of conducting research to evaluate the effectiveness of such drugs and who maintain complete and accurate records of the use of such drugs and submit clinical reports as required by the Food and Drug Administration; or

(b) To any substance which has been licensed by the state board of health for manufacture in this state but has not been approved as a drug by the Food and Drug Administration. The exemption granted in this paragraph does not grant authority to transport such a substance out of the County of Washoe.

SECTION 12.

53.XXX Resisting public officer. Every person who, in any case or under any circumstances not otherwise specially provided for, willfully resists, delays or obstructs a public officer in discharging or attempting to discharge any legal duty of his office shall be punished for a misdemeanor if no dangerous weapon is used in the course of such resistance, obstruction or delay.

SECTION 13.

53.XXX Failure to appear after admission to bail. Every person who has been admitted to bail, whether provided by deposit, surety or upon his own recognizance, and has not been recommitted to custody who fails to appear at the time and place required by the order admitting him to bail or any modification thereof, unless he surrenders himself within 30 days or is excused by the court, shall be punished for a misdemeanor, if admitted incident to prosecution for a misdemeanor.

SECTION 14.

53.XXX Penalty. Any person who violates any of the provisions of sections 53.XXX to 53.XXX, inclusive, is guilty of a misdemeanor and upon conviction shall be punished as provided in section 125.050.

Proposed on the 13th day of December, 1983.
Proposed by Commissioners McDowell.
Passed on the 10th day of January, 1984.

Vote:

Ayes: Commissioners:
Nays: Commissioners:
Absent: Commissioners:


Chairman of the Board

ATTEST:


County Clerk

This ordinance shall be in force and effect from and after the 23rd day of January, 1984.