

Chapter 20

OFFENSES AND MISCELLANEOUS PROVISIONS*

Sec. 20-1. Begging on streets or public places.

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State Law References: State criminal code, G.S. 14-1 et seq.

20-1. Begging on streets or public places.

It shall be unlawful for any person to engage in begging on the streets or in public places.

(Code 1973, § 14-2)

State Law References: Authority of city to regulate begging, G.S. 160A-179.

Sec. 20-2. Disorderly conduct.

(a) Any person who shall do or engage in any of the following shall be guilty of disorderly conduct:

- (1) Any person who shall act in a violent or tumultuous manner toward another, whereby any person is placed in danger of safety of his life, limb or health.
- (2) Any person who shall act in a violent or tumultuous manner toward another, whereby public property or property of any other person is placed in danger of being destroyed or damaged.
- (3) Any person who shall endanger lawful pursuits of another by acts of violence or threats of bodily harm.
- (4) Any person who shall cause, provoke or engage in any fight, brawl or riotous conduct so as to endanger the life, limb, health or property of another or public property.
- (5) Any person who shall assemble or congregate with another or others and cause, provoke or engage in any fight or brawl.
- (6) Any person who shall collect in bodies or in crowds and engage in unlawful activities.
- (7) Any person who shall assemble or congregate with another or others and engage or attempt to engage in gaming.
- (8) Any person who shall frequent any public place and obtain money from another by an illegal and fraudulent scheme, trick, artifice or device, or attempt to do so.
- (9) Any person who assembles with another or

others and engages in any fraudulent scheme, device or trick to obtain any valuable thing in any place or from any person, or attempts to do so.

- (10) Any person who frequents any place where gaming or the illegal sale or possession of alcoholic beverages, narcotics or dangerous drugs is practiced, allowed or tolerated.
- (11) Any person who shall use fighting words directed towards any person who becomes outraged and thus creates turmoil.
- (12) Any person who shall assemble or congregate with another or others and do bodily harm to another.
- (13) Any person who shall, by acts of violence, interfere with another's pursuit of a lawful occupation.
- (14) Any person who shall congregate with another or others in or on any public way so as to halt the flow of vehicular or pedestrian traffic and refuses to clear such public way when ordered to do so by a peace officer or other person having authority.
- (15) Any person who damages, befouls or disturbs public property or the property of another so as to create a hazardous, unhealthy or physically offensive condition.
- (16) Any person who shall discharge a water pistol, spray paint, silly string, paper streamer, popper, or other such devices which may damage, befoul, or disturb public property or the property of another so as to create a hazardous, unhealthy, or physically offensive condition.

(b) Any person convicted of disorderly conduct, as defined in this section, shall be punished as provided in section 1-11.

(Code 1973, § 14-5)

Sec. 20-3. Schools.

(a) It shall be unlawful for any person to create any disturbance detrimental to the discipline of any school

within the city.

(b) It shall be unlawful for any person to enter upon the grounds of any school in the city, except during school hours, or to enter the building during school hours or at any other time unless he has permission of some school official.

(Code 1973, § 14-13)

Sec. 20-4. Use of weapons or missiles.

(a) *Discharge.* It shall be unlawful for any person to discharge a firearm, or bow and arrow or hurl any missile of any kind within the city limits of the city.

(b) *Possession.* Except as provided in subsection (c) of this section, all persons are prohibited from possessing weapons as defined in G.S. 14-269 in city-owned nonresidential buildings as defined in G.S. 14-54(c), their appurtenant premises and parks.

(c) *Exceptions.* The prohibition set forth in subsection (b) of this section shall not apply to the following persons:

- (1) Officers and enlisted personnel of the armed forces of the United States when in discharge of their official duties as such and acting under orders requiring them to carry arms and weapons.
- (2) Civil officers of the United States while in the discharge of their official duties.
- (3) Officers and soldiers of the militia and the national guard when called into actual service.
- (4) Sworn law enforcement officers.
- (5) County animal control officers.
- (6) Employees of the city, a utility company or a contractor to the city, may possess tools approved by their employer so long as such tools are not used as a weapon.
- (7) Persons possessing a written permit from the chief of police to possess weapons for ceremonial purposes or funerals.

(d) *Posting of notice.* A conspicuous notice shall be posted at each entrance to any property set forth in

this section, indicating that possession of weapons or carrying a concealed handgun is prohibited. This indication may be given by use of the approved symbol.

(e) *Penalty for violation.* Any person in violation of this section shall be guilty of a misdemeanor and upon conviction shall be punished as provided in section 1-11.

(f) *Weapons declared contraband.* Weapons possessed in violation of this section are hereby declared to be contraband. The chief of police or his designee shall hold such weapon for disposal pursuant to court order. In the absence of any court order, the weapon shall be destroyed. (Code 1973, § 14-14; Ord. of 9-12-94; Ord. of 12-11-95)

Cross References: City declared bird sanctuary, § 6-1.

State Law References: Authority to regulate, restrict or prohibit the discharge of firearms, G.S. 160A-189.

