

TITLE XIII: GENERAL OFFENSES

Chapter

130. OFFENSES AGAINST PROPERTY

131. PUBLIC WELFARE

132. MINORS

133. PROSTITUTES

134. GAMBLING

Murdo General Offenses

CHAPTER 130: OFFENSES AGAINST PROPERTY

Section

Murdo General Offenses

130.01	Defacing city property	or deface any letters or figures thereon, nor injure or
130.02	Defacing other property	remove any barricade about any excavation or
130.03	Destroying trees and plants	improvement in the course of construction.
130.04	Destroying street lighting equipment	(Prior Code, ' 7:5:5) Penalty, see ' 10.99
130.05	Interfering with City Engineer	

' 130.01 DEFACING CITY PROPERTY.

It shall be unlawful for any person to willfully deface, mar or injure any building, tree, fire truck, fire hose, Fire Department equipment, water main, pipes, water reservoir, water works, machinery, tools, pavement, sidewalk, crosswalk, culvert or other property belonging to the city.

(Prior Code, ' 7:5:1) Penalty, see ' 10.99

' 130.02 DEFACING OTHER PROPERTY.

No person shall maliciously injure, deface or destroy any real or personal property of another.

(Prior Code, ' 7:5:2) Penalty, see ' 10.99

' 130.03 DESTROYING TREES AND PLANTS.

No person shall willfully injure, cut down, destroy or remove any ornamental tree, cultivated fruit or vegetable, shrub, hedge, vine or flower, belonging to the city or any other person.

(Prior Code, ' 7:5:3) Penalty, see ' 10.99

' 130.04 DESTROYING STREET LIGHTING EQUIPMENT.

No person shall break, injure or in any way molest any street lighting equipment or apparatus.

(Prior Code, ' 7:5:4) Penalty, see ' 10.99

' 130.05 INTERFERING WITH CITY ENGINEER.

No person shall remove, break or in any way injure any grade stake, stone, iron, pin or other mark or monument set by or under the authority of the City Council or City Engineer, to designate grades, corners, lines or bench marks, or in any manner erase

Offenses Against Property

Murdo General Offenses

CHAPTER 131: PUBLIC WELFARE

Section

Murdo General Offenses

- 131.01 Disorderly conduct
- 131.02 Disturbing the peace
- 131.03 Drawing deadly weapons
- 131.04 Resisting, escaping from or assaulting an officer
- 131.05 Impersonating an officer
- 131.06 Bathing in the nude
- 131.07 Assault and battery prohibited
- 131.08 Disturbing public meetings
- 131.09 Solicitation and loitering

- 131.99 Penalty

' 131.01 DISORDERLY CONDUCT.

No person shall conduct himself or herself in an unseemly manner tending to degrade and unsuited to the promotion of the morals, order, health or comfort of the inhabitants of the city.
(Prior Code, ' 7:6:1) Penalty, see ' 131.99

' 131.02 DISTURBING THE PEACE.

No person shall disturb the peace of the city or of any person by violent, tumultuous or offensive conduct, or by loud or unusual noises, or by profane, obscene, indecent, violent or threatening language, or by assaulting, striking or attempting to assault or strike another person, or inviting or defying another person to fight or quarrel, or by willfully and maliciously destroying or attempting to destroy or injure any property belonging to another, or by engaging in a fight with another.
(Prior Code, ' 7:6:2) Penalty, see ' 131.99

' 131.03 DRAWING DEADLY WEAPONS.

' 131.07 ASSAULT AND BATTERY PROHIBITED.

No person shall attempt to offer, with force or violence to do corporal hurt to the person of another, nor shall any person use force or violence upon the person of another, except that it be a case of justifiable assault or battery as defined by SDCL " 22182 through 22186.
(Prior Code, ' 7:6:8) Penalty, see ' 131.99

No person, except an officer of the law in the execution of his or her duty or a person in selfdefense, shall draw a pistol, gun, revolver, knife or any other deadly or dangerous weapon upon another person.
(Prior Code, ' 7:6:3) Penalty, see ' 131.99

' 131.04 RESISTING, ESCAPING FROM OR ASSAULTING AN OFFICER.

No person shall resist or obstruct any police officer or other city agent in the performance of any official duty, nor in any way aid or assist any person to resist or escape from any officer, nor assist any person to escape from any lawful confinement. No person shall assault or strike any police officer.
(Prior Code, ' 7:6:5) Penalty, see ' 131.99

' 131.05 IMPERSONATING AN OFFICER.

No person shall exercise the duties conferred by law upon a police officer, wear a police officer=s badge or represent himself or herself as being a police officer or peace officer, or attempt to exercise the duties of a police officer or peace officer unless duly authorized by the City Council.
(Prior Code, ' 7:6:6) Penalty, see ' 131.99

' 131.06 BATHING IN THE NUDE.

No person shall bathe in a nude state in any body of water exposed to public view.
(Prior Code, ' 7:6:7) Penalty, see ' 131.99

' 131.08 DISTURBING PUBLIC MEETINGS.

No person shall disturb any lawful assemblage of people by rude or indecent behavior.
(Prior Code, ' 7:6:9) Penalty, see ' 131.99

' 131.09 SOLICITATION AND LOITERING.

(A) It shall be illegal for any person to loiter on

Public Welfare

any public or private property in the city.

(B) It shall be illegal for any person to solicit of any other person money, transportation or anything of value.

(Ord. 2123, passed 132005) Penalty, see ' 131.99

' 131.99 PENALTY.

(A) *Generally.* Any person violating any provision of this chapter, for which no other penalty is provided, shall be subject to the penalty provisions of ' 10.99.

(B) *Solicitation and loitering.* Violation of ' 131.09 shall be punishable by a fine not exceeding \$100 or imprisonment for a period of not more than 30 days or both.

(Ord. 2123, passed 132005)

CHAPTER 132: MINORS

Section

Murdo General Offenses

- 132.01 Sale of cigarettes, cigars or tobacco prohibited
- 132.02 Sale of liquor prohibited

' 132.01 SALE OF CIGARETTES, CIGARS OR TOBACCO PROHIBITED.

It shall be unlawful to sell or give any cigarettes, cigars or tobacco to any minor under 18 years of age within the limits of this city, unless upon receipt of an order from the parent or guardian of the minor, and it shall be unlawful for any minor within the limits of the city, to smoke any cigars, cigarettes or tobacco of any kind upon the streets or alleys or public places of the city.

(Prior Code, ' 7:4:3) Penalty, see ' 10.99

' 132.02 SALE OF LIQUOR PROHIBITED.

It shall be unlawful for any liquor dealer to sell, barter, give or otherwise dispose of any liquor to any person under the age of 21 years, or for any onsale dealer to permit any person under 21 years of age to enter or be in his or her establishment.

(Prior Code, ' 7:4:4) Penalty, see ' 10.99

CHAPTER 133: PROSTITUTES

Section

Prostitutes

- | | |
|---|---|
| 133.01 Leasing room or house for prostitution
133.02 Keeping house of prostitution
133.03 Frequenting house of prostitution
133.04 Prostitution prohibited
133.05 Enticing | for the purpose of prostitution.
(Prior Code, ' 7:8:5) Penalty, see ' 10.99 |
|---|---|

' 133.01 LEASING ROOM OR HOUSE FOR PROSTITUTION.

No person shall knowingly let or lease to another any room, house or building for the purpose of being used as a place of prostitution. Any person after having been informed that the room, house or building so let or leased by him or her is being used for that purpose by the lessee or any other person, shall immediately take all legal measures to recover possession thereof.

(Prior Code, ' 7:8:1) Penalty, see ' 10.99

' 133.02 KEEPING HOUSE OF PROSTITUTION.

No person shall keep a house or place of prostitution nor harbor or allow any person to be and remain in any such house or place.

(Prior Code, ' 7:8:2) Penalty, see ' 10.99

' 133.03 FREQUENTING HOUSE OF PROSTITUTION.

No person shall frequent any house or place of prostitution.

(Prior Code, ' 7:8:3) Penalty, see ' 10.99

' 133.04 PROSTITUTION PROHIBITED.

No person shall use or occupy any room, house or place for the purpose of prostitution, nor engage in prostitution.

(Prior Code, ' 7:8:4) Penalty, see ' 10.99

' 133.05 ENTICING.

No person shall solicit, entice or urge any person to enter a house of prostitution nor solicit any person to occupy any room, house, building or other place

Murdo General Offenses

CHAPTER 134: GAMBLING

Section

Murdo General Offenses

- 134.01 Gambling prohibited
- 134.02 Common gambler
- 134.03 Gambling apparatus; keeping unlawful
- 134.04 Slot machines prohibited
- 134.05 Confiscation of gambling apparatus

devices or apparatus whatever, useful, used or intended to be used in the playing of any game of cards, dice, roulette or any other game of chance for money or any other thing of value except as authorized by the state and licensed by the South Dakota Gaming Commission.
(Prior Code, ' 7:3:3) Penalty, see ' 10.99

' 134.01 GAMBLING PROHIBITED.

No person, club, firm or corporation or association shall engage in gambling in any form with dice, cards or other implements or devices of any kind, wherein anything valuable is wagered upon the outcome except as authorized by the state and licensed by the South Dakota Gaming Commission.
(Prior Code, ' 7:3:1) Penalty, see ' 10.99

' 134.02 COMMON GAMBLER.

Whoever for the purpose of gambling with cards or otherwise, travels about from place to place or frequents any place where gambling is permitted, or is engaged in gambling for a livelihood is deemed a common gambler and shall upon conviction thereof be punished by a fine or by imprisonment not to exceed 30 days or by both a fine and imprisonment.
(Prior Code, ' 7:3:2) Penalty, see ' 10.99

' 134.03 GAMBLING APPARATUS; KEEPING UNLAWFUL.

It shall be unlawful for any person, club, firm, corporation or association to maintain or keep any table, cards, dice, machines or any other articles and

It shall be the duty of the Chief of Police and other police officers of the city to seize and take into his, her or their possession, any and all things and devices, used or intended to be used for gambling, as set forth in this chapter, and to hold the same pending the determination of the guilt of the person or persons from whose possession the things or devices were taken and if and when the person or persons shall have been found guilty of violating this chapter, all of the devices may, in the discretion of the court, be treated as confiscated property and disposed of according to the court=s direction.
(Prior Code, ' 7:3:5) Penalty, see ' 10.99

' 134.04 SLOT MACHINES PROHIBITED.

It shall be unlawful for any person, club, firm, corporation or association to keep for use within the city, any machine or device, commonly called Aslot machine@ wherein any coin, chip or other thing of value can be played and in the playing of which there is any chance of the player to receive less than the full value of the coin, chip or other thing of value used by him or her in playing except as authorized by the state and licensed by the South Dakota Gaming Commission.
(Prior Code, ' 7:3:4) Penalty, see ' 10.99

' 134.05 CONFISCATION OF GAMBLING APPARATUS.

