

AMENDED BY ORDINANCE NO. B-507AMENDED BY ORDINANCE NO. B-764AMENDED BY ORDINANCE NO. B-112AMENDED BY ORDINANCE NO. B-112AMENDED BY ORDINANCE NO. B-112ORDINANCE NO. A 236 Amended

Amended by Ord. B-8063

AN ORDINANCE FOR THE PRESERVATION OF THE PUBLIC PEACE, SAFETY, MORALITY AND GOOD ORDER IN THE CITY OF NORTH YAKIMA: DEFINING WHO ARE DISORDERLY PERSONS AND VAGRANTS PROVIDING PENALTIES FOR THE VIOLATION THEREOF: REPEALING ORDINANCES NUMBERED 9, 11, 13, 18, 25, 49, 86, 163, 172, 174, 182, 193, 213, 214, 215, 216, 219, 223, 227, 241, 271, 286, 295, 433, 298, 521, 618, 634, 652, 720, 730, 841, 857, A19, A29, A31, A52, A73, A97, and A134, and all other ordinances and parts of ordinances in conflict herewith, and declaring an emergency.

Sec. 7
Sec. 2/6

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF NORTH YAKIMA:

SECTION -1-That the following persons are hereby declared to be disorderly persons.

1. AGREEMENT TO FIGHT--Any person or persons who shall make an agreement to fight or who shall fight by agreement.

2. ANNOYING FEMALE--Any male person who shall wilfully annoy, bother, molest, insult or offer an affront to any female person.

3. ASSULT AND BATTERY--Any person who shall in a rude, angry or violent manner unlawfully touch, strike or beat another.

4. ASSULT: PROVOKING.--Any person who shall traduce or threaten to traduce another person, or challenge another person to fight, or by work, sign or gesture wilfully provoke or attempt to provoke another person to commit an assault or breach of the peace.

5. ATTEMPTED ASSUALT-- Any person who shall in a rude, violent or angry manner attempt to strike or beat another.

6. BICYCLES ON SIDEWALKS--Any person who shall ride or propel or cause to be propelled any bicycle, cart or other wheeled vehicle or machine, except baby carriage or invalid's chair, upon or along any sidewalk in the city of North Yakima or upon or along any private sidewalk, platform or other passageway located upon any property owned by any railway company within the corporate limits of said city.

7. CONCEALED WEAPONS--Any person in said city, except police officers and other persons who are authorized by law or have obtained proper authority so to do from the Chief of Police of said city, who shall carry or wear in any manner concealed upon his or her person, any dirk, dagger, stiletto, bowie-knife, sword-cane, gun, pistol, revolver, sling-shot, metal knuckles, or any other dangerous weapon or instrument which may be used to inflict injury upon the person of another.

8. CONDUCTING BUSINESS WITHOUT LICENSE--Any person who shall carry on or conduct any business, trade, or occupation, within the city limits of the city of North Yakima, for which a license is required without the license fee having been paid therefor.

9. DISORDERLY CONDUCT IN PUBLIC PLACE--Any person who, being in charge of any public drinking place, cigar stand, confectionery store, fruit stand, lunch counter, moving picture house, theatre, dance hall, hotel or rooming house or any other public place, whether as owner lessee or as agent, employe or servant of another, who shall permit any breach of the peace or disturbance of public order or decorum by noisy, riotous or disorderly conduct on the premises, when it is within the power of such person to prevent same, or who shall keep any such place in a disorderly manner.

10. DISORDERLY HOUSE--Any person whether as owner, lessee or as agent, employe or servant of another, who shall keep, maintain, conduct or use, or aid, abet or assist in keeping, maintaining, conducting or using a disorderly house, bawdy-house, a house of ill fame, or any place for the practice of prostitution or for any lewd, obscene or indecent purpose. Upon the trial of any person charged with a violation of this section, evidence of the general reputation of the place shall be admissible for the purpose of proving the existence of such place.

11. DOGS, UNLICENSED--Any person who shall keep or harbor any dog or dogs in said city without the annual license fee therefor having been paid.

Ord. # B-218
Adding
60-B + 60-C
to Sec. 1
AMENDED BY ORDINANCE NO. B-112

Amended by Ord. B-2063
AMENDED BY ORDINANCE NO. B-2063
AMENDED BY ORDINANCE NO. B-2063

12. EXHIBITING WEAPON--Any person in said city, except police officers and other persons whose duty it is to make arrests, who shall draw, exhibit or attempt to use, any deadly weapon with intent to do bodily injury to another, or with the intention of intimidating such other person.

13. FIGHTING--Any person fighting or quarreling or encouraging others to fight in any public place in the city of North Yakima.

14. FIRE PLUGS, TAMPERING WITH--Any person who shall open, close, change or interfere with any fire plug or hydrant in the city of North Yakima without authority so to do.

15. FIRES, UNGUARDED--Any person who shall kindle a fire upon any street, alley, land, lot or block within the corporate limits of the City of North Yakima, which is not so enclosed or guarded as to prevent the same from spreading or being transmitted to any adjoining property belonging to or occupied by any other persons.

16. GAMBLING-- Any person or persons who shall deal, play at, wager anything of value upon, or in any manner take part in or carry on, or cause to be opened, or to conduct, set up, keep or exhibit any game of faro, monte, roulette, lansquente, rouge et noir, rondo, poker, draw poker, keno or E.O., or roulette table or shuffle board, or fan tan, or any gambling table or game whatever for the purpose of gambling, or any game of chance for the purpose of winning or securing money, checks, credits or any representative of value or property whatever by chance, played with cards, dice or any device of whatever kind or nature, whether or not of the kind or character herein mentioned, for money, checks, credits or any representative of value or property whatever, or who shall have in his possession to be used for the purpose of gambling or winning money by chance, any gaming device whatever.

17. GAMBLING, BUILDING USED FOR--Any person who, being in possession or control of any tent or building, or part thereof, shall knowingly permit the game, or any part thereof, to be used for gambling, swindle, pool selling, or book-making, or for betting, wagering or hazarding money or property or any representative of either, upon any game, scheme or device, or upon the result of any lot, chance or uncertain or contingent event whatever.

18. GAMBLING, CONDUCTING GAME--Any person who shall open, conduct, carry on or operate, whether, as owner, manager, agent, dealer, clerk or employee, and whether for hire or not, any gambling game or game of chance played with cards, dice or any other device, or any scheme or device whereby any money or property or any representative of either, may be bet, wagered or hazarded upon any chance, or uncertain or contingent event.

19. GAMBLING DEVICES, POSSESSION OF--Any person who shall have in his possession or shall permit to be placed or kept in any building or upon any premises or part thereof, owned, leased or occupied by him, any table, slot machine or any other article, device or apparatus of a kind commonly used for gambling, or operated for losing or winning of any money or property, or any representative of either, upon any chance or uncertain or contingent event.

20. GAMBLING HOUSE, MAINTAINING--Any person who shall open, set up, keep or maintain, whether as owner, proprietor, keeper, manager or employee, with or without hire, lessee or otherwise, any gaming or gambling house, or room or any place where any game in which chance predominates is played for anything of value, or any banking or other game is played with cards, dice, machines or any other device, for anything of value, whether the same is played for money, checks, credits, property or any other

AMENDED BY ORDINANCE NO. 8-69

*Amended by
Ord. B-124*

representative of value of property, or who shall procure or permit any persons to come together in any house, premises or place occupied or owned by him or under his control for the purpose of gaining or winning money or anything of value by chance, or who shall for the purpose of gaming, keep or permit in any such house, premises or place any gaming or gambling devices whatever for their purpose of gaming, gambling or winning money or anything of value by chance, or who shall be found in any gambling house, room or place where gambling is carried on or which may be conducted or maintained for gambling purposes.

Amended by 73-218

21. GUNS, FIRING--Any person in said city, except police officers engaged in the lawful discharge of their duty, and persons practicing at target shooting in a duly licensed shooting gallery, who shall fire off or discharge any gun, pistol or fire arm of any kind within the city limits.

22. HOTELS, FRAUDS ON--Any person who shall obtain any food, lodging or accommodation in any hotel, apartment house, restaurant, noodle joint, boarding house, or lodging house, without paying therefor with intent to defraud the employer or manager thereof, or who shall obtain credit at a hotel, apartment house, restaurant, noodle joint, boarding house or lodging house, by color or aid of any false pretense, representation token or writing, or who after obtaining board, lodging or accommodation at a hotel or lodging house, shall abscond or surreptitiously remove his or her baggage therefrom without paying for such food, lodging or accommodation.

23. HOTELS, SOLICITORS FOR--Any person who shall solicit for a hotel, boarding house, hack, omnibus, taxicab, dray or other vehicle, for any purpose whatever inside the depot of any railway company within the city of North Yakima, or upon the platform thereof, excepting 18 feet of said platform next to and abutting on the street, which place shall be designated by a line placed upon said platform, or painted by said railway company thereon.

24. HORSES, HITCHING TO TREES-- Any person who shall hitch or fasten any horse mule or team to any tree or trees in any of the public streets of the City of North Yakima.

25. INSANITARY PREMISES--Any person who shall keep, use or maintain within the city of North Yakima any pen, stable, lot, or place or premises in which cattle, horses or fowls may be confined or kept in such manner as to be nauseous, foul or offensive, or from any cause by an annoyance to the neighborhood, because of being improperly cared for.

Amended by Ord. 6-2063

26. INSECURE OR UNSAFE PREMISES-- Any person who shall erect or construct within the city of North Yakima, or who shall permit to stand or remain any insecure or unsafe building, stack, wall, chimney, awning, sign, or other structure which, from its situation, mode of construction or otherwise, is dangerous to person or property.

27. INTOXICATED--Any person found intoxicated in any public place in the City of North Yakima.

28. LIVESTOCK, PICKETING-- Any person who, as owner or having the charge or care of any horse, cattle, mules, sheep, goats, hogs or any other kind of live stock, shall tie or picket the same out to graze, or otherwise, within any of the streets, or upon any vacant lot or lots, or any unplatted lands within the city limits of the City of North Yakima, without the consent of the owner of such lot or lots or unplatted lands.

29. LOITERS-- Any person found wandering or loitering around the streets or public places of said city, having no known business or calling to maintain himself or

who is unable to give a good account of himself; or any person having no visible means of support who does not seek employment or work when employment is offered to him.

AMENDED BY ORDINANCE NO. 8-70

30. LOTTERIES-- Any person who shall open, conduct, maintain or carry on, or be in any manner connected with any lottery or any establishment or business, by whatever name it may be known, wherein or whereby any property is sold or disposed of by chance, or who shall sell or dispose of any lottery ticket or share, or any chance, or any article or thing entitling, or purporting to entitle the purchaser to any chance, or who shall sell or dispose of any package or article purporting to contain a prize, or where, as an inducement to purchase, it is held out that such article or package may contain a prize or may entitle the purchaser to some article or thing of value not directly contemplated and shown in the purchase.

31. MINORS, IN POOL ROOMS: SELLING OF LIQUOR, TOBACCO, FIREARMS TO--Any person who shall admit to, or allow to remain in any dance house or in any place of entertainment injurious to health or morals, owned, kept or managed by him, any person under the age of eighteen years, unless such person shall be accompanied by a parent or legal guardian; or who shall admit to or suffer or permit any person under the age of twenty-one years to remain in any public pool or billiard hall or to play any game of skill or chance, in any such place, or in any place adjacent thereto, or shall admit or allow to remain in any reputed house of prostitution or assignation, or any place where opium or any preparation thereof, is smoked, or where any narcotic drug is used; or who shall sell or give, or permit to be sold or given away to any person under the age of twenty-one years any intoxicating liquor, cigar, cigarette, cigarette paper or wrapping, or tobacco in any form; or who shall sell, or give, or permit to be sold or given to any person under the age of eighteen years, any revolver, or pistol. It shall be no defense to a prosecution for a violation of this section, that the person acted, or was believed by the defendant to act, as agent or representative of another.

32. MINOR IN POSSESSION OF LIQUOR OR TOBACCO-- Any person under the age of twenty-one years who shall purchase, sell, or have in his or her possession, any intoxicating liquor, cigar, cigarette, cigarette paper or wrapping, or tobacco in any form.

33. NOISES, UNNECESSARY-- Any person who shall between the hours of nine (9) P.M., and six A.M., make or continue, or cause to be made or continued, whether in the operation of any machine, or the exercise of any trade or calling, or otherwise any noise which either annoys, injures or endangers the comfort, repose, health or safety of others, unless the making or continuing of the same be necessary to the protection or preservation of property, or of the health, safety, life or limb of some person.

34. OFFICER, PERSONATING--Any person who shall falsely personate a public officer, civil or military, or a policeman, or a private individual having special authority by law to perform any act affecting the rights or interest of another, or who, without authority, shall assume any uniform or badge by which such an officer or person is lawfully distinguished, and in such assumed character shall do or attempt to do any act purporting to be official.

35. OFFICER, REFUSING TO AID--Any person who, after having been lawfully commended by any magistrate to arrest another person, shall wilfully neglect or refuse so to do; and any person who, after having been lawfully commanded to aid an officer in arresting any person, or in re-taking another person who has escaped from lawful custody, or in executing any lawful process, shall wilfully neglect or refuse to aid such officer.

36. OFFICER, RESCUING PERSONS FROM--Any person who shall in in any case or under any circumstances rescue, or attempt to rescue, any person from the custody of any police officer of the city of North Yakima, or from the custody of any other person legally having such person in charge, or who shall aid or attempt to aid the escape of any person from any such custody, or from the city jail, or who shall advise or encourage any such escape, or supply any person, being in such custody or prison, with any weapon or with any implement or means of escape, or with intoxicating liquor, or with opium, morphine, or other narcotic.

Amended by B-218 37. OFFICER, RESISTING--Any person who shall resist, delay, obstruct or interfere with any policeman or peace officer of said city, or who shall refuse when called upon to assist any policeman or peace officer of said city in the discharge of his duty or who shall advise, aid or assist any person in the custody of any policeman or peace officer, to escape from said custody.

38. OPIUM JOINTS--Any person who shall maintain, as owner or employe any place where opium, morphine, alkaloid-cocaine or beta eucaine or any derivative, mixture or preparation of any of them shall be in any manner used by any persons resorting thereto for that purpose; and any person who shall visit or resort to or being such a place for the purpose of using in any manner any of said drugs, or who shall smoke or inhale or in any manner use any of said drugs.

39. OPIUM, SELLING, ETC --Any person or persons who shall sell, bargain for, buy or give away any opium, derivative, mixture or preparation thereof in any house or other place to be smoked or inhaled upon the premises where the same is purchased.

40. PLAYING BALL IN STREETS.--Any person who shall play ball or throw or kick any ball to and fro upon any street or avenue in the city of North Yakima.

41. POISON, LAYING OUT--Any person who shall lay out or expose any kind of poison, or who shall leave exposed any poisoned food or drink for man, animal or fowl, or any substance or fluid whatever whereon or wherein there is or shall be deposited or mingled, any kind of poison or poisonous or deadly substance or fluid whatsoever, on the premises of another, or in any unenclosed place, or to aid or abet any person in so doing.

42. POOL SELLING AND BOOK MAKING--Any person, whether acting in his own behalf, or as agent, servant or employe of another a person within or outside of the state, who shall sell any pool, make any book, or receive, record, register, transmit or forward any bet or wager, or any money or property or thing of value designed or intended to be bet, wagered or hazarded, upon the result of any contest or trial of skill, speed or endurance between men or beasts, whether such contest or trial take place within or outside of this state, or upon the result of any lot, chance, casualty, or uncertain or contingent event whatever.

43. POULTRY AT LARGE--Any person who, as owner of ducks, geese, turkeys, chickens, or other poultry, shall permit the same to run at large in the city of North Yakima.

Amended by B-218 44. PROPERTY, INJURY TO--Any person who shall wilfully cut down, destroy or injure any wood, timber, grass or shrubbery, standing or growing, or which has been cut down and is lying upon the lands of another or of the city; or who shall cut down, girdle or otherwise injure a fruit, shade or ornamental tree standing on the land of another, or of the city, or in any street or alley; or who shall dig, take or carry away without lawful authority or consent, from any lot or land in the city, or from any lands included in any street, avenue or alley in the city, any earth, soil or stone; or who shall cut break, fill up, obstruct or otherwise damage or interfere with any ditch, headgate, flume or pipe or any appurtenance thereto, lawfully, erected for carrying water or draining land;

or who shall enter without the consent of the owner or occupant, any orchard, garden, lawn or enclosure, with intent to take, injure or destroy anything there grown or growing, or therein being; or who shall cut down, dig up, destroy, or in any way injure any shrub, tree, flowers, or garden produce, grown or growing within any such orchard, garden, vineyard, lawn or enclosure, or any permanent work or erecting therein; or who shall damage or deface any building or part thereof, or throw any stone or other missile at any building or part thereof; or who shall destroy or damage, with intent to delay or prevent the use thereof, any machine, engine, tool or implement intended for use in trade or husbandry; or who shall untie, unfasten, or liberate, without authority, the horse or team of another; or lead, ride or drive away without authority, the horse, team, automobile, motorcycle, bicycle or other vehicle of another, from the place where left by the owner or person in charge thereof; or who shall intrude, or place any house, shanty, or building upon or within the limits of any lot, piece of land within the city of North Yakima, without the consent of the owner; or within the boundary of any street, avenue or alley in the city of North Yakima, without the consent of the proper city authorities, or who shall kill, wound, trap or unduly annoy or interfere with any animal or bird within the limits of any street, parking strip, park or pleasure ground within the limits of the city of North Yakima, or remove therefrom or destroy the young of any such animal, or the egg of any such bird, or who shall place or affix to any real property, or any rock, tree, wall, fence, or other structure thereupon, without the consent of the owner thereof, or upon any street or other land belonging to the city, any word, character or device, designing to advertise any article, business, profession, exhibition, matter or event; or who shall kill, wound, trap or injure any animal or fowl of another unless the killing, wounding, trapping or injuring of the same be necessary to the safety of some person or the protection of property.

45. PROPERTY, INJURY TO BY DOGS AND OTHER ANIMALS--Any person being the owner of, or having the care or control of any dog, horse, mule, cow or other animal who shall knowingly permit the same to enter upon and do injury to any improved public park or parking strip in the city of North Yakima, or upon any private premises, to the injury or annoyance of the owner or occupant thereof.

46. PROPERTY, INTERFERING WITH INTENT TO ANNOY--Any person who, for the purpose of annoyance or mischief, shall place in any doorway or on any sidewalk, street or alley in said city, any box, barrel or other obstruction or thing, or who shall remove, carry away, destroy, cut, deface, mark or write upon, or in any manner injure any window, fence, gate, bridge, dwelling house, engine house, building, hitching post, awning, railing or any other property, public or private, not his own.

47. RIOTOUS CONDUCT-- Any person who shall by noisy, riotous or tumultuous conduct disturb the quiet and peace of said city or of any lawful meeting or assemblage therein.

48. RUBBISH AND OTHER SUBSTANCES-- Any person who shall unload, discharge, deposit or put upon, or who shall authorize or instruct any agent, employee or other person to unload, discharge, deposit or put upon any private lot, premises or property in the City of North Yakima not owned by him; or on or along the line of any railway, street car track, street, alley, highway, park, parkway or other public place within the city of North Yakima, any manure, offal, garbage, or other offensive or nauseous substance, or any bottles, tin cans, tree or lawn trimmings or other trash or rubbish of any nature or kind whatever; provided this section shall have no application in cases where such person is authorized so to do, first, by the owner, agent or person

having the care and control of such private lot, premises or property; second, by the agent, legal representative or other person having authority over any such railroad or street car track; third, by any officer or employee of the city of North Yakima having authority to authorize the same.

49. SHOWS, IMMORAL--Any person who shall cause to be performed or exhibited, or engage in the performance or exhibition of any obscene, indecent or immoral show, act or performance.

50. SIDEWALKS, OPENINGS IN-- Any person who shall keep open any cellar door pit, or vault or other subterraneous opening on any highway or sidewalk, or who shall suffer the same to be left or kept open, or to be kept in an insecure condition, so that passersby will be in danger of falling into such cellar, pit or vault, or other subterraneous opening, or who by any act or omission shall suffer any sidewalk, upon in front of or around the premises occupied by him to become and continue in a condition dangerous to life or limb.

51. SOLICITORS NOT TO ANNOY TRAVELERS-- Any person acting as solicitor for any hotel, boarding house, hack or omnibus, or other vehicle, whether for himself or as agent for another who shall conduct his business in any other than a quiet, orderly manner and in an ordinary tone of voice, or who shall molest or intrude himself upon any passenger or person, or interfere with the baggage of such passenger or person except as requested so to do.

Amended by B-218

52. SPEED OF BICYCLES--Any person who shall ride or drive or propel, or cause to be propelled any bicycle or any other wheeled vehicle or machine other than motor-driven machines along Yakima Avenue in said city at a greater rate of speed than six miles an hour, or in other populated parts of said city at a greater rate of speed than ten miles an hour.

53. STOCK AT LARGE--Any person owning or having the care of any horse, cattle mules, sheep, goats, hogs, or any other kind of live stock, who shall permit or suffer the same to go at large or stop to feed or graze on any street, alley or public square within the corporate limits of the city of North Yakima.

54. STREETS, FLOWING WATER UPON-- Any person who shall flow or cause to flow, or permit water to flow from any ditch or lot owned or controlled by said person upon any public street or alley or any other public grounds in the city of North Yakima.

55. STREET SIGNS, INJURY OR REMOVAL OF--Any person who shall remove, deface injure or destroy any street or traffic sign, or any sign erected or placed in or adjacent to any street, indicating the name of such street.

56. STREET, PLACING OF LITTER AND REFUSE IN--Any person who shall throw, scatter, distribute, empty or deposit in or upon any street, alley, or sidewalk, in the city of North Yakima, the contents of any spittoon or other waste vessel, or any broken glass, bottles, crockery, nails, stones, brick, mortar, gravel, wood, shavings, offal, garbage, ashes, rubbish, paper, confetti, serpentine, grass or any other waste material or substance whatsoever, whereby the streets, alley or sidewalks may be made unwholesome and unclean, or obstructed or dangerous, or inconvenient to travel upon any person, animal or vehicle.

57. SWINDLING--Any person who, by color or aid of any trick or slight-of-hand performance, or by any fraud or fraudulent scheme, cards, dice, or device, shall win for himself or for another any money or property, or a representative of either, or shall operate or have in his possession devices for the purpose of swindling or defrauding others.

58. TENTS ON PUBLIC GROUNDS--Any person who shall occupy any of the streets, alleys, vacant lots, or public squares of the city of North Yakima by the erection of any tent thereon, if said vacant lot or street, alley or public grounds so occupied is within 500 feet of any residence or business house within the city of North Yakima; provided that nothing herein shall prevent the owner of any vacant lot or lots within the city of North Yakima to erect and maintain a tent thereon; provided that said premises are not within the fire limits of said city.

59. VULGARITY, ETC.--Any person who shall use in the presence of another person, vulgar, profane, obscene or indecent language, or who shall conduct himself or herself in an indecent manner, or be guilty of any indecent immoral act, practice or conduct tending to debauch the public morals.

60. WINDOW SILLS, UNPROTECTED ARTICLES ON--Any person who shall place or keep on any window sill, porch or other projection above the first story of any building abutting on any sidewalk in the city of North Yakima, any flower pot, wooden box, pircher or any other vessel or article which might do injury in falling on any person on the sidewalk in front of said building, unless the same shall be securely fastened or protected by screens or otherwise, in such manner as to prevent falling on the street. *Amended by Ord. 13-507 by adding Subsec. 61*

AMENDED BY ORDINANCE NO. 13-1238 by adding sub section 17
SECTION -2- The following persons are hereby declared to be vagrants:

1. COHABITATION, UNLAWFUL.-- Any person who shall cohabit with another not the husband or wife of such person.

2. Dissolute women ON STREETS--Any dissolute woman or other disreputable person found strolling or loitering upon or about any street, alley or other public place.

3. FORTUNE TELLING--ANY PERSON WHO ASKS or receives any compensation, gratuity or reward for practicing fortune telling, palmistry or clairvoyance.

4. HABITUAL USERS OF OPIUM AND MORPHINE--Any habitual user of opium, morphine, alkaloid-cocaine or alpha, or beta eucaine, or any derivation, mixture of preparation of any of them.

5. LEWDNESS-- Any lewd, disorderly or dissolute person, or any person who shall commit the offense of sodomy as defined by Section 2456 of Remington and Ballingers Annotated Codes and Statutes of Washington. *Amended by 13-218*

6. LODGING IN BARNS, CARS, ETC.,--Any person who lodges in any barn, shed, shop, outhouse, car or other place not kept for lodging purposes, without the permission of the owner or person entitled to the possession thereof.

7. LOITERERS ABOUT PUBLIC PLACES--Any person who by his own confession or prior conviction thereof is known to have been guilty of larceny, burglary, robbery, or any crime of which fraud or intent to defraud is an element, who shall be found intoxicated or who, except upon lawful business, shall go about any dark street or alley or any residence section of the city in the night-time, or loiter about any passenger depot, banking institution or crowded street, shop or thoroughfare, or any public meeting or gathering, or place where people gather in crowds.

8. MALE PROSTITUTES-- Any male person who shall live in whole or in part upon the earnings of a common prostitute. *Amended by 13-218*

9. OBSCENE EXPOSURE-- Any person who shall be guilty of open or gross lewdness or who shall make any open and indecent or obscene exposure of his or her person or the person of another.

10. PROCURERS-- Any person who procures persons of the opposite sex to meet for the purpose of prostitution or for the purpose of unlawful sexual intercourse.

11. PROSTITUTION-- Any person practicing or soliciting prostitution or keeping a house of prostitution or any place for the practice of prostitution.

12. PROSTITUTION, ALLOWING PREMISES TO BE USED FOR-- Any person who knowingly permits any building or place owned by him or under his control to be used for the practice of prostitution or lewdness.

13. PROSTITUTION, WORKING IN OR SOLICITING FOR HOUSE OF --Any person who lives or works in a house of prostitution or solicits for any prostitute or house of prostitution.

14. SOLICITING ALMS-- Any person who solicits alms.

ADOPTED BY ORDINANCE NO. 3147

15. SOLICITING FOR ATTORNEY--Any person who solicits business for an attorney around any court, jail, morgue or hospital.

16. STOLEN PROPERTY-- Any person who keeps a place where lost or stolen property is kept or concealed.

ADOPTED BY ORDINANCE NO. 3147
SECTION 3. ANIMALS, CRUELTY TO--It shall be unlawful for any person to wilfully and unreasonably strike, beat or wound any domestic animal, or compel or allow it to work, or drive it, or allow it to be driven when overloaded, or sick, or lame or crippled, or with yoke of harness that chafes or galls it, or with check rein or any part of its yoke or harness too tight for its comfort, or at night when it has been six (6) consecutive hours without a full meal, or to otherwise cause any domestic animal to wilfully and unreasonably endanger its health or life by depriving it of, or neglecting to provide it with covering, food, water, air, light or space fairly sufficient for its needs and comfort; and every police officer of this city shall have authority, and it is hereby made his duty, summarily to relieve any animal which is suffering from violence or cruelty or constraint contrary to any provision of this ordinance, in all cases which can be readily and summarily relieved by him.

SECTION 4. ANIMALS, VICIOUS--Every person who, being the owner of having the care, custody or control thereof, shall keep, harbor, or maintain on or off of his or her premises in a manner liable to endanger, or endangering the safety of persons or property lawfully upon said premises, or upon any street, avenue, alley, public or private premises or place within the city; or shall allow to run at large within the limits of the city of North Yakima, and vicious or dangerous dog or other animal, shall be deemed guilty of a violation of this section. It shall be the duty of all police officers of the city to kill or otherwise destroy any and all vicious dogs found within the limits of said city. Upon the trial of any person charged with violating this section, the police judge, as a part of the penalty imposed, shall have the authority to and may, in his discretion, order that any dog or other animal found to be vicious or dangerous to persons or property, as in this section provided, be killed or otherwise disposed of and the cost thereof shall be taxed as a part of and collected in the same manner as other costs in the case.

Section 5. ASSEMBLING FOR UNLAWFUL PURPOSE--It shall be unlawful for any two or more persons to assemble together with intent to do any unlawful act or being assembled to mutually agree to do an unlawful act with force and violence against the property of the city or the person or property of another, or against the peace or to the terror of others.

SECTION 6. BULLETINS, DEFACING OR REMOVING --It shall be unlawful for any person, not an officer or employee of the city of North Yakima, to remove, or destroy, or tear down, or deface, either in whole or in part, or to mark or write upon, change, obliterate, or mar, or in any manner alter or change the writing, printing or signature,

or any part of such writing, printing or signature, upon any bulletin, notice, poster, or paper writing of said city, which shall be by any employee or officer of said city, placed or posted upon the walls or other parts of any public building or public place, or upon any bulletin board or other place of said city, or upon or in any building owned by said city or occupied by it or any of its officers as a public building, or upon any bulletin board on or in any such last mentioned building or buildings.

Am. By B-374 SECTION 7. CHILDREN LOITERING ON STREETS--Every person who--

Am. By B-374 1--Being under the age of sixteen years, and not being accompanied by a parent, guardian, or a person over the age of eighteen years, and having legal charge of such person, who shall be or remain on the streets or in or upon unoccupied premises or grounds in the city of North Yakima, after the hour of nine o'clock p.m., or

2--Being the parent, guardian, or other person having legal charge of any person under the age of sixteen years, shall knowingly permit such person to be upon the streets or upon any public or unoccupied premises or grounds in the city, after the hour of nine o'clock p.m., unless said minor person has been sent upon some proper or necessary errand by said parent, guardian, or other person having legal charge of such minor, shall be deemed guilty of a violation of this section;

3--It shall be the duty of any police officer in the city who shall find any minor person upon the street, or in or upon any unoccupied premises or grounds in the city, in violation of this section, to order such persons to immediately return to their homes, and upon a failure to comply with the order, such persons shall be arrested and detained by the officer.

SECTION 8. FALSE ALARM OF FIRE-- It shall be unlawful for any person to knowingly cause or make any false alarm of fire, or to in any manner tamper or interfere with any fire alarm or fire apparatus of any kind; provided, this section shall not apply to the chief or any other member of the fire department or to other persons duly authorized to sound an alarm when such may be deemed proper.

SECTION 9. FIRE WORKS, UNLAWFUL TO EXPLODE--It shall be unlawful for any person to fire or cause to be exploded any cannon, bomb, anvil or toy pistol, or fire or cause to be exploded any squib, rocket, cracker or roman candle or other combustible fire works ordinarily used for a pyrotechnic display, within the corporate limits of the city of North Yakima.

SECTION 10. FIRE WORKS, UNLAWFUL TO SELL--It shall be unlawful for any person, firm or corporation within the corporate limits of the city of North Yakima to sell or offer for sale either at retail or wholesale, or have in his or its possession or custody, any toy pistol, squib, rocket, cracker, roman candle or fire balloon or other combustible fire works for the making of a pyrotechnic display; provided, that nothing in this ordinance contained shall in any way or manner be construed to prohibit the City Commission of the city of North Yakima through its duly authorized committees or agents to make or allow public pyrotechnic displays of fire works by use of such combustibles as may be necessary for any such display.

SECTION 11. HAND BILLS--It shall be unlawful for any person, whether a licensed bill poster or not, to distribute, hand out or scatter upon any street, avenue, alley, sidewalk, or other public place of the city of North Yakima, or to throw or leave upon any private yard, lawn, porch or veranda, any circular, dodger, hand bill, pamphlet, card, picture or any advertising matter of any kind whatsoever, or samples of any patent medicines or food stuffs, or to post, stick, stamp, tack, paint or otherwise fix, or cause the same to be done by another person, any notice, placard, bill, card, poster,

advertisement or other device calculated to attract attention of the public, to or upon any sidewalk, cross-walk, curb or curb stone, lamp post, electric light, telegraph, telephone or trolley line pole, hydrant, shade tree or tree box, or upon any bridge, fence, gate, gate post, or upon any pole, box or fixture of the fire alarm or police telegraph system; or to post, stick, stamp, tack, paint, or otherwise fix or cause the same to be done by another person, any notice, placard, bill, poster, card or advertisement, or other device calculated to attract the attention of the public, upon any building, wall, or part thereof, provided, that this section shall not apply to newsboys delivering newspapers.

SECTION 12. HOTEL REGISTER-- Every landlord, landlady or other person keeping or conducting a hotel or public lodging house in the city of North Yakima, shall keep a register in which all guests, roomers and lodgers shall be required to register their names and addresses, and the landlord shall indicate on said register the date of each registration and shall write opposite the name or names of each such guests, roomers, or lodgers the number of the room or rooms assigned to the same, and the number of any and all rooms to which said guest, roomer or lodger may be subsequently assigned to occupy. Every hotel register shall be open to inspection at all reasonable times by the police officers and the health or sanitary officers of the city, and to the public generally during all the hours in which said hotel, lodging house or rooming house is open for the reception of guests, roomers or lodgers. All such registration books shall be preserved for a period of at least two years.

SECTION 13. MINORS GETTING ON OR CATCHING HOLD OF MOVING CARS--It shall be unlawful for any person, under the age of sixteen years to get on, or catch hold of, or to race alongside of, or in front of, or attempt to get on, or catch hold of any street railway car or automobile while the same is in motion, and any person employed as gripman, motor man or conductor on any such street railway car is hereby authorized and empowered to make arrests of any such persons violating this section.

SECTION 14. MISCHIEVOUS CONDUCT-- It shall be unlawful for any person to rudely or mischievously throw any missile or anything at, against or upon any house, building, structure, vehicle, car or any premises, or any person, to the annoyance or inconvenience of any person, or to wilfully be guilty of any rude, wanton or mischievous conduct toward another, to the annoyance of such other person. In the prosecution of any person charged with the violation of this section, it shall be competent for the city to introduce evidence tending to show any act or series of acts of rude, wanton or mischievous conduct toward the complainant within a period of time not to exceed thirty days next preceeding and such evidence shall be admissible, and such acts and all of them committed within said time may be held and construed as making up one crime of rude or mischievous conduct; provided it shall not be necessary to introduce evidence of or to prove more than one such act to secure a conviction.

SECTION 15. NICKLE-IN-THE-SLOT MACHINES--It shall be unlawful for any person or persons to conduct, maintain or operate, either as owner or owners, proprietor or proprietors, lessee or lessees, employe or employes, agent or agents, any nickle-in-the-slot machine, or other device of like character, wherein there enters an element of chance whether the same be played or operated for money, checks, credits, or any other thing or representative of value redeemable in money or merchandise. For the purpose of trial and conviction under this section of this ordinance, the possession of any such machine or device that automatically pays money, or checks, or slugs, or keeping the same in any place accessible to the public, shall be prima face evidence against the person in possession thereof of guilt under this ordinance.

Amended by 13-218

SECTION 16 OBSCENE LITERATURE--It shall be unlawful for any person to print, publish sell, lend, give away, distribute, show or advertise, or to offer to lend, give away, sell or distribute, or to design, copy, draw, photograph, print, utter, publish or otherwise prepare, or to write or print, or cause to be written or printed, any notice of any kind giving information, or to give information stating when, where, or how, or of whom or by what means any person can purchase or obtain any obscene or indecent book, magazine, pamphlet, newspaper, story paper, printed paper, written paper, picture engraving, drawing or photograph, or to sell, lend, give away or show or have in his possession with intent to sell, give away, show, advertise or to otherwise offer for loan gift, sale or distribution, to any minor child, any book, pamphlet, magazine, newspaper or other printed paper devoted to the publication or principally made up of criminal news, police reports, or accounts of criminal deeds, pictures or stories of deeds of bloodshed, lust or crime, or to exhibit in any place within the view of which may be within the view of any minor child or to hire, use or employ any minor child to sell or give away, or in any manner to distribute, or having the care, custody of any minor child permit such child to sell, give away, or in any other manner to distribute any book, magazine, pamphlet, newspaper, story paper, writing paper, picture, engraving, drawing, photograph or other article or thing coming within the description of articles and matters mentioned in this section, or any of them.

SECTION 17. PAVEMENTS AND SIDEWALKS, INJURY TO--It shall be unlawful for any person or persons to build a fire, slack lime, mix lime of cement mortor or prepare or mix any concrete, cement paving material, sidewalk material or any building material upon any pavement or sidewalk, upon any street, alley or highway in the city of North Yakima in such manner as to permit such fire, or the heat therefrom, or any of said mixtures to come in contact with any pavement or sidewalk within the limits of said city, or in any other manner have, make or permit to be upon any pavement or sidewalk any such mixture, save and except such mixture be on wook or metal of sufficient thickness and tightness so that said mixture or any part thereof, cannot come in contact with any pavement or sidewalk. Nothing herein contained shall be construed to authorize or permit the building of any fire or the slacking of any lime or the preparing or making of any of said mixtures upon any street, avenue, alley or highway in said city..

SECTION 18. REFUSING TO GIVE ACCOUNT OF ONE'S SELF.--It shall be unlawful for any person, being abroad after eleven o'clock at night, to fail or refuse, upon the demand of any police officer of the city of North Yakima, to give the reasons why and the business on which he is abroad, or to give a satisfactory account of himself, or to satisfactorily answer for being abroad, and if any such police officer shall be satisfied that the public good requires it, he shall (first having explained his official character), arrest and detain such person found abroad after eleven o'clock at night for further examination, the object of this section being to protect the city from burglars, robbers and other criminals.

SECTION 19. SIDEWALKS, DRIVING OVER--It shall be unlawful for any person to lead, ride or drive any horse, mule or team or any beast of burden, or any vehicle, upon or over any sidewalk except in crossing the same at regular crossings or over permanent driveway therefor; provided, the Superintendent of the Department of Streets and Public Improvements may in his discretion upon written application stating the place of the proposed crossing and the purpose for which such crossing is desired, issue a permit for a temporary crossing for a period of not longer than five days. For such temporary crossing the sidewalk shall be kept covered and protected in such manner as said

Superintendent of the Department of Streets and Public Improvements may direct, and all planks, timbers, and other obstructions used for the protection of said sidewalk shall be removed from the street and sidewalk when and as soon as such crossing is not in actual use and no planks of timbers or other obstructions shall be allowed to remain on the street or sidewalk between the hours of sunset and sunrise.

SECTION 20. TEAM UNTIED-- It shall be unlawful for any person to leave any horse mule or team standing on any of the streets of the city of North Yakima, without being securely hitched or fastened; provided, that such horse, mule or team may be fastened by drop weight or weights of sufficient size to securely hold said animal, said weight or weights to be fastened by rope, chain or strap direct to the bridle bit.

SECTION 21. TREES NOT TO ENDANGER PERSON OR PROPERTY--It shall be unlawful for the owner or occupant of any property in the city of North Yakima to maintain or permit any tree or shrub, either on or in front of said property, in such a manner as to endanger in any way the safety of the person or property of another.

SECTION 22. TREES NOT TO INJURE PAVEMENTS--It shall be unlawful for the owner or occupant of any property in the city of North Yakima to maintain or permit any tree or shrub, either on or in front of the said property, the roots of which in any manner interfere with or cause the surface of the street or sidewalk to be upheaved or otherwise disturbed.

SECTION 23. TREES INTERFERING WITH TRAVEL-- It shall be unlawful for the owner or occupant of any property in the city of North Yakima to maintain or permit any tree or shrub, either on or in front of the said property, the lower limbs or any part of which shall project or be above the sidewalk or street at an elevation of less than eight feet.

SECTION 24. TREES NOT TO INTERFERE WITH WIRES--It shall be unlawful for the owner or occupant of any property in the city of North Yakima to maintain or permit any tree or shrub, either on or in front of the said property, in such manner as to interfere with any of the wires or conduits or other property of the city of North Yakima.

SECTION 25. UNLAWFUL ASSEMBLAGES--It shall be unlawful for any number of persons to collect in crowds for unlawful purposes, or for any purpose to the annoyance of disturbance of citizens or travelers, and any person who shall be one of any such crowd or congregation, or who shall refuse to separate therefrom when so requested by any police officer of the city of North Yakima, or who shall wilfully attract the attention of persons and cause them to congregate for such purpose, shall be deemed guilty of a violation of this section.

SECTION 26. When any person shall be found guilty of carrying a concealed weapon as provided in this ordinance, the weapon or weapons found on the person convicted of carrying the same, shall be confiscated by the Chief of Police and forfeited to the city of North Yakima.

SECTION 27. It shall be the duty of all police officers to search for and seize all tables, slot-machines or other articles, machine, device or apparatus of the kind commonly used for gambling, or operated for the winning or losing of money or property, or any representative of either, upon any chance or uncertain or contingent event, and take the same before the police judge of the city. If in the judgment of such police judge any of such articles may be useful as evidence in the trial of any case, he may order the same held for such trial; or delivered to the city or county prosecutor; otherwise he shall order the same destroyed. After the final hearing and disposition of any case in which any of said articles may be held or used as evidence, whether such case result in conviction or acquittal, the police judge shall forthwith order all such articles destroyed.

APPROVED BY ORDINANCE NO. 13-586

See
25-a
added by
13-586

SECTION 28--It shall be the duty of all police officers to search for and seize all opium, any derivative mixture or preparation thereof, opium pipes and all other applicanes used for the purpose of smoking or inhaling opium and take the same before the police judge. If, in the judgement of the police judge, any of such articles may be useful as evidence in trial of any case, he may order the same held for such trial and upon the final hearing and disposition of any case in which any of said articles may be held or used as evidence, whether such case result in conviction or acquittal, the police judge shall forthwith order all such articles destroyed.

SECTION 29. It shall not be necessary in the trial of a person charged with keeping an opium joint under this ordinance to prove that any person was found smoking or inhaling opium or any other prohibited drug there; but the finding of the pipes, opium, or other drugs or other appliances used for the purpose of smoking or inhaling opium or other prohibited drugs therein shall be sufficient evidence to sustain a conviction; not shall it be necessary in the trial of any person charged with smoking opium or other prohibited drugs, or with resorting to opium joints for that purpose, to prove that such person was found in the act of smoking or inhaling, but evidence that any such person was found in an opium joint or other place where opium or other prohibited drugs are smoked or inhaled in possession of opium pipes, opium, or other prohibited drugs or appliances used for the purpose of smoking or inhaling opium or other drugs, or being found under the influence of opium, shall be sufficient evidence to support a conviction.

SECTION 30--No person shall be excused from giving testimony concerning any offense committed by another against any of the provisions of Paragraphs, 16, 17, 18, 19, and 20 of Section 1, of this ordinance, by reason of his having bet or played at the prohibited game or device.

SECTION 31--On ^{the} trial of any person charged with vagrancy under this ordinance, it shall be lawful for the city to introduce testimony of a general character, deportment and reputation of the defendant, touching the offence or charge set forth in the complaint and the defendant may likewise resort to testimony of like nature for the purpose of disproving said charge.

SECTION 32. In the prosecution of any person charged with violating paragraph 11 or 13 of Section 2 of this ordinance, it shall be sufficient to show one act of soliciting for the purpose of prostitution.

SECTION 33--Nothing contained in any provision of this ordinance shall apply to an offense committed or act done at any time before the date when this ordinance shall take effect. Such an offense shall be punished according to, and such act shall be governed by the ordinances existing when it was done or committed, in the same manner as if this ordinance had not been passed.

SECTION 34. Nothing in this ordinance shall be deemed to affect any civil right or remedy existing at the time that it shall take effect by virtue of the provisions of any ordinance now in force.

SECTION 35 Every provision of this ordinance shall be construed to the full import of its terms.

SECTION 36. The word "person" wherever used in this ordinance shall when necessary be held and construed to mean and include natural persons of either sex, association, co-partnerships and corporations, whether acting by them selves or by servant, agent or employee; the singular number shall when necessary, be held and construed to include the plural and vice versa and the masculine pronoun to include the feminine.

Amend B 1833 SECTION 37. Any person convicted of being a disorderly person or a vagrant, or convicted of violating any of the provisions of this ordinance, shall be deemed guilty of a misdemeanor and shall be punished by a fine in any sum not exceeding one hundred dollars or by imprisonment in the city jail not exceeding thirty days or by both such fine and imprisonment.

SECTION 38. Ordinances numbered 9,11,13,18,25,49,86,163,172,174,182,193,213,214,215, 216,219,223,227,241,271,286,295,433,498,521,618,634,652,720,730,841,857,A19, A29,A31, A52,A73,A97 and A134, and all other ordinances and parts of ordinances in conflict with any of the provisions of this ordinance, are hereby repealed.

SECTION 39. Whereas, there is in the interest of public peace and safety a demand for the immediate passage of this ordinance an emergency is hereby declared to exist and the urgency for the immediate taking effect of this ordinance is hereby declared to exist and this ordinance shall take effect and be in force from and after its passage, approval and publication.

Passed by the City Commission this 2nd day of January, 1917.

Signed and approved this 2nd day of January, 1917.

Joseph T. Barton
.....
Mayor

ATTEST: This 2nd day of January, 1917.

R. V. Hansen
.....
City Clerk.

I hereby certify that the foregoing is a true and correct copy of Ordinance No. A 235, entitled, "An Ordinance for the preservation of the public peace, safety, mortality and good order in the city of North Yakima; defining who are disorderly persons and vagrants; providing penalties for the violation thereof; repealing ordinances numbered 9,11,13,18,25,49,86,163,172,174,182,193,213,214,215,216,219,223,227,241,271, 286,295,433,498,521,618,634,652,720,730,841,857,A19,A29,A31,A52,A73,A97 and A134, and all other ordinances and parts of ordinances in conflict herewith, and declaring an emergency" as passed by the City Commission on the 2nd day of January, 1917 and that the same has been published according to law.

R. V. Hansen
.....
City Clerk.