

provisions of Section 18-1-3 of the Utah Code Annotated (1953, as amended), he shall do so only in such a manner so as to not endanger any person, other animal or property. The Director of Public Safety shall have the authority to prescribe the type of weapon that may be used to kill animals pursuant to these sections, taking into account the location where the animals are to be killed and the proximity of other people and structures.

(Ord. No. 661, Revised, 04/10/90)

9-2-6. Littering.

It shall be unlawful for any person to throw or place litter in or on any street, alley, sidewalk, public buildings, or grounds or on any private property without the permission of the owner. It shall also be unlawful for any person distributing handbills to throw any handbill on any street, alley, sidewalk, public grounds, or the yard or lot of any private property. For purposes of this section "litter" shall include, but shall not be limited to any bottles, glass, crockery, cans, scrap metal, junk, paper, garbage, unused food, cigarette butts, cigar stump, quid of tobacco, rubbish, discarded building materials or similar refuse discarded as no longer being useful.

(Ord. No. 661, Revised, 04/10/90)

9-2-7. Register for lodging establishments.

It shall be unlawful for any keeper, manager, clerk or other person having permanent or temporary charge of a hotel, motel, or other boarding or lodging house to rent a room to any guest without keeping a register containing the following:

A. the name and signature of the guest.

(Ord. No. 661, Revised, 04/10/90)

B. the address of the normal residence of the guest.

(Ord. No. 661, Revised, 04/10/90)

C. the number or letter of any room assigned to the guest.

(Ord. No. 661, Revised, 04/10/90)

D. the dates of entrance and departure of the guest.

(Ord. No. 661, Revised, 04/10/90)

E. the license number and make and type of any vehicle driven by the guest.

(Ord. No. 661, Revised, 04/10/90)

9-2-8. Befouling public places.

It shall be unlawful for any person to urinate or defecate in any public place or on private property where the act is open to public view.

(Ord. No. 661, Revised, 04/10/90)

9-2-9. Disturbing the peace.

A. It shall be unlawful for any person to make, continue, or cause to be made or continued any excessive, unnecessary, or unusually loud noise or any noise which either annoys, disturbs, injures, or endangers the comfort, repose, health, peace, or safety of others within the limits of Orem City.

(Ord. No. 661, Revised, 04/10/90; Ord. No. 682, Amended, 02/26/1991; Ord. No. O-07-0053, Amended 12/11/2007; Ord. No. O-2010-0008; Amended 04/27/2010)

B. The following acts, among others, are declared to be loud, disturbing, or unnecessary noises in violation of this ordinance, but said enumeration shall not be deemed to be exclusive, namely:

1. Vehicle sound systems. The using, operating, or permitting to be played, used or operated any radio, stereo, sound system, tape player or other sound-making device or instrument from within a motor vehicle so that the sound is plainly audible at a distance of fifty (50) feet or more from the motor vehicle. "Plainly audible" means any sound that can be detected by a person using his or her unaided hearing faculties. The listener need not determine the title of a song, specific words, or the artist performing the song. The detection of the rhythmic bass component of the music is sufficient to constitute a plainly audible sound. The provisions of this sub-section shall not apply to any law enforcement motor vehicle equipped with any communication device necessary in the performance of law enforcement duties or to any emergency vehicle equipped with any communication device necessary in the performance of any emergency procedures.

2. Vehicle exhaust systems. The discharge into the open air of the exhaust of any stationary internal combustion engine, motor boat, or motor vehicle except through a muffler or other device which will effectively prevent loud or explosive noises therefrom.

3. Construction work. The erection (including excavation), demolition, alteration or repair of any building or building lot in or within 200 feet of a residential zone shall be prohibited between the hours of 10:30 p.m. and 7:00 a.m., local prevailing time, except in case of urgent necessity in the interest of public health and safety, or with the approval of the City upon a showing of necessity and an approved noise mitigation plan.

4. Machinery, power equipment. The operation of any power mower, cultivator, or like or related device (except snow blowers or snow

plows) or power tools in an area zoned residential between the hours of 10:30 p.m. and 7:00 a.m.

5. Loud noise from a residential property. The using, operating, or permitting to be played, used or operated in residential areas any television, radio receiving set, musical instrument, phonograph or other machine or device for the producing or reproducing of sound in such manner as to disturb the peace, quiet and comfort of neighboring inhabitants or at any time with louder volume than is necessary for convenient hearing for the person or persons who are in the room, vehicle or chamber in which such machine or device is operated and who are voluntary listeners thereto. The operation of any such set, instrument, phonograph, machine or device between the hours of 10:30 p.m. and 7:00 a.m. in such a manner as to be plainly audible at a distance of thirty (30) feet from the building, structure or vehicle in which it is located shall be prima facie evidence of a violation of this section.

6. Horns or other signaling devices. The sounding of any horn or signaling device on any automobile, motorcycle, or other vehicle, except as a danger warning; the creation by means of any such signaling device of any unreasonably loud or harsh sound; and the sounding of any such device for an unnecessary or unreasonable period of time.

(Ord. No. 661, Revised, 04/10/90; Ord. No. 682, Amended, 02/26/1991; Ord. No. O-07-0053, Amended 12/11/2007; Ord. No. O-201-0008, Amended 04/27/2010)

C. Notwithstanding any other provision herein to the contrary, the operation of machinery and equipment by UDOT as part of the I-15 CORE project at any time of day or night on I-15 and cross streets shall not be a violation of this section. This provision shall only be in effect through the end of the I-15 CORE project on December 31, 2012.

(Ord. No. 661, Revised, 04/10/90; Ord. No. 682, Amended, 02/26/1991; Ord. No. O-07-0053, Amended 12/11/2007; Ord. No. O-2010-0008, Enacted 04/27/2010)

D. Disturbing the peace is a class C misdemeanor if the offense continues after a request by a person to desist or occurs between the hours of 10:30 p.m. and 7:00 a.m. Otherwise, it is an infraction. Class C misdemeanors and infractions shall be punishable as set forth in Section 76-3-301, Utah Code Annotated (1953, as amended).

(Ord. No. 661, Revised, 04/10/90; Ord. No. 682, Amended, 02/26/1991; Ord. No. O-07-0053, Amended 12/11/2007; Ord. No. O-2010-0008, Renumbered 04/27/2010)

9-2-10. Public Indecency.

A. A person is guilty of public indecency if the person knowingly or intentionally, in a public place,

appears in a state of nudity or fondles the genitals of himself or another person.

(Ord. No. O-92-006, Enacted, 04/07/92)

B. For purposes of this section:

1. "Nudity" means the showing of the human male or female genitals, pubic area, or cleft of the buttocks with less than a fully opaque covering, the showing of the female breast with less than a fully opaque covering of any part of the nipple or areola, or the showing of covered male genitals in a discernibly turgid state.

2. "Public place" means any place to which the public or a substantial group of the public has access. It includes commercial establishments and any place to which admission is gained by payment or membership or admission fee, however, designated, notwithstanding its being designated a private club.

(Ord. No. O-92-006, Enacted, 04/07/92)

C. Public Indecency is a class B misdemeanor.

(Ord. No. O-92-006, Enacted, 04/07/92)

D. It is a defense to prosecution or violation under this chapter that a person appearing in a state of nudity in a public place did so in a modeling class operated:

1. By a proprietary school licensed by the State, or a college, junior college or university supported entirely or partly by taxation.

2. By a private college or university which maintains and operates educational programs in which credits are transferable to a college, junior college, or university supported entirely or partly by taxation.

(Ord. No. O-92-006, Enacted, 04/07/92)

9-2-11. Soliciting an Unlawful Sex Act.

It shall be unlawful for any person, in a public place, to solicit another to engage in any unlawful sexual conduct. For purposes of this section "public place" has the same meaning as in Section 9-2-10. A violation of this section is a Class B Misdemeanor.

(Ord. No. O-97-0045, Enacted, 09/09/97)

9-2-12. Riding Skateboards, Roller Skates, or Roller Blades.

A. Without prior permission of the owner or other person authorized to grant permission, it shall be unlawful for anyone to ride or use a skateboard, roller skates, roller blades, or similar device on private property.

(Ord. No. O-02-0010, Enacted, 02/05/2002)

B. Violation of this section may be treated as a civil infraction and be subject to the procedures set forth in Article 19-6 of the City Code. Violation of any