

## Title 9

### PUBLIC PEACE, MORALS AND WELFARE

#### Chapters:

- 9.04 Offenses by or Against Minors
- 9.08 Weapons and Night Hunting
- 9.10 Emergency Response Cost Recovery

#### Chapter 9.04

### OFFENSES BY OR AGAINST MINORS

#### Sections:

- 9.04.010 Definitions.
- 9.04.020 Purchase or possession of alcoholic beverages.
- 9.04.030 Violation--Penalty.

#### 9.04.010 Definitions.

The following words and phrases used in this chapter shall have the following meaning unless a different meaning clearly appears from the context:

“Alcoholic beverage” means and includes, beer and liquor, as they are defined herein.

“Beer” means any beverage containing not less than one-half of one percent of alcohol by weight and obtained by the alcoholic fermentation of an infusion or decoction of any malted grain or similar product.

“Heavy beer” means beer containing more than 3.2 percent of alcohol by weight.

“Light beer” means beer containing not more than 3.2 percent of alcohol by weight. Beer may or may not contain hops or other vegetable products.

“Beer” includes ale, stout and porter.

“Liquor” means and includes, alcohol or any alcoholic, spiritous, vinous, fermented, malt or any other liquid or combination of liquids, a part of which is spiritous, vinous or fermented and all other drinks or drinkable liquids containing more than one-half one percent of alcohol by weight; and all mixtures, compounds or preparations, whether liquid or not, which contain more than one-half of one percent of alcohol by weight and which are capable of human consumption; except that the term “liquor” shall not include “light beer.” (Ord. 104 § 2, 1965)

#### 9.04.020 Purchase or possession of alcoholic beverages.

It is unlawful for any person under the age of twenty-one (21) years to purchase or have in his or her possession alcoholic beverages.

Any person under the age of twenty-one (21) years, who buys, accepts, or has in his or her possession, any alcoholic beverage in any form, is guilty of a misdemeanor, or shall be termed a delinquent child as the case may be. (Ord. 104 §§ 1, 3, 1965)

9.04.030 Violation--Penalty.

Any person violating any of the provisions of this chapter, or doing anything which has been declared unlawful by this chapter, shall be guilty of a misdemeanor and shall, upon conviction thereof, be punished by a fine in any sum not exceeding two hundred ninety-nine dollars (\$299.00) or by imprisonment in the county jail of Grand County for a period of not longer than six months, or both such fine and imprisonment; or shall be dealt with as a delinquent child, as the case may be. (Ord. 104 § 4, 1965)

Chapter 9.08

WEAPONS AND NIGHT HUNTING

Sections:

- 9.08.010 Permit required.
- 9.08.020 Restrictions.
- 9.08.030 Violation--Misdemeanor.

9.08.010 Permit required.

No person shall do night hunting without first obtaining a night hunting permit to pursue wildlife (coyotes, fox, etc.) at night according to current rules and regulations of the Utah Wildlife Code (23-13-17 U.C.A.) and Grand County. (Ord. 243 § 1, 1993)

9.08.020 Restrictions.

No person shall do night hunting during the period of one-half hour after sundown to one-half hour prior to sun up of any calendar day, except hereinafter provided:

A. A landowner or his or her agent may night hunt without a night hunting permit provided he or she is lawfully acting to protect his or her crops or domestic animals from predation by coyote, red fox, skunk or raccoon.

B. No hunting shall be done on property on which a "Private Property" sign is posted on each road entering into such private property, except the owner of such property or any person to whom he or she has given written consent may do night hunting on the premises.

C. No night hunting shall be done on Highway U-129 from milepost 13 to milepost 24.

D. No night hunting shall be done from junction of Highway U-128 with Castle Valley Drive to junction of Castle Valley Drive and Manti-LaSal Loop Road.

E. No night hunting shall be done in entire Spanish Valley, from Moab City limits to Grand and San Juan County line.

F. A person may do night hunting during the periods of June 1st to August 15th and November 20th to March 1st, upon obtaining from the sheriff an annual night hunting permit, without fee.

G. During closed seasons, it will be illegal to have any weapon in your possession while spotlighting.

H. No night hunting shall be done by a person under eighteen (18) years of age, unless accompanied by a person eighteen (18) years or more and each of such individuals shall have first obtained a night hunting permit from the sheriff.

I. No spotlighting or discharging of firearms shall be done within six hundred (600) feet of any residence within the confines of Grand County.

J. Any firearm used in night hunting must use centerfire cartridges and have an attached telescopic sight of at least four power and the person so hunting must have a spotlight of at least fifty thousand (50,000) candlepower.

K. All lights must be carried by the hunter; motor vehicle illumination is forbidden.

L. The hunter may not occupy or operate any motor vehicle while hunting. (Editorially amended during 2000 codification; Ord. 243 § 2, 1993)

9.08.030 Violation--Misdemeanor.

Any person violating a provision of this chapter shall be guilty of a Class B misdemeanor, punishable by a fine, not to exceed one thousand dollars (\$1,000.00) or a jail sentence, not exceeding six months. (Ord. 243 § 3, 1993)

## Chapter 9.10

### EMERGENCY RESPONSE COST RECOVERY

#### Sections:

- 9.10.010 Definitions.
- 9.10.020 Recovery authorization and procedure.
- 9.10.030 No admission of liability.
- 9.10.040 Action to recover expenses.

9.10.010 Definitions.

As used in this chapter:

“Authorized local authority” means the Grand County sheriff’s department, Grand County search and rescue, county health department, county fire department or other local agency duly designated by appropriate authority with jurisdiction in the unincorporated area of Grand County.

“Expenses” means the actual costs of Grand County and/or authorized local authority and volunteer personnel, including worker’s compensation benefits, fringe benefits, administrative overhead, costs of equipment, costs of equipment operation, costs of materials, costs of disposal and the costs of any contract labor and materials.

“Search and rescue mission” means a search and rescue event where the Grand County search and rescue team incurs expenses in providing a service in rescuing victims with the use of specialized personnel and/or equipment. (Ord. 385 (part), 2004)

9.10.020 Recovery authorization and procedure.

Grand County is empowered to recover expenses incurred by virtue of the county’s or other authorized local authority’s response to a search and rescue situation where there was a need to be rescued or searched for. (See Section 3.06.060) (Ord. 385 (part), 2004)

9.10.030 No admission of liability.

The payment of expenses determined owing under this chapter does not constitute:

- A. An admission of liability or negligence in any legal action for damages;
- B. A criminal fine.

(Ord. 385 (part), 2004)

9.10.040 Action to recover expenses.

In the event the party or parties determined to be responsible for the repayment of expenses incurred due to the county or other authorized local authority’s response to such an emergency fail to make payment to the county within thirty days from the billing date, the county may initiate legal action through the courts to recover from the determined responsible party the expenses determined to be owing, including the county’s reasonable attorney’s fees. (Ord. 385 (part), 2004)