

TITLE 9. PUBLIC PEACE AND WELFARE

CHAPTER 9.36

MISCELLANEOUS OFFENSES

SECTIONS

- 9.36.010 Throwing Objects
- 9.36.020 Miscellaneous Violations

9.36.010 THROWING OBJECTS

1. No person shall throw, drop, propel, release, or deposit any object or substance likely to cause injury, do damage, or create a hazard, at or upon any person or property.
2. The unlawful objects and substances defined in this section include, but are not limited to, rocks, snowballs, eggs, water balloons, and paint.
3. The unlawful acts defined in this section include, but are not limited to throwing objects or substances at moving or stationary vehicles or the persons within those vehicles, throwing objects or substances at persons or property from a concealed position, and throwing or leaving objects or substances in or upon a public thoroughfare or waterway in a manner likely to create a hazardous condition. (Ord. 711, November, 1992)

9.36.020 Miscellaneous Violations

1. If a Stayton Police Officer has probable cause to believe any of the following list of offenses has occurred, such offenses shall be treated as violations in the Stayton Municipal Court without penalty of jail time. The definition for each offense will be defined by Oregon Revised Statutes:
 - a. Criminal Mischief III
 - b. Disorderly Conduct II
 - c. Driving While Suspended –Misdemeanor
 - d. Furnishing Alcohol to a Minor
 - e. Harassment –Non Sexual and Non Domestic Violence Related ONLY
 - f. Offensive Littering
 - g. Telephonic Harassment that is not related to a Domestic Violence incident
 - h. Trespass II
 - i. Throwing of burning Material from a Vehicle
 - j. Sale, Possession and Use of Fireworks (illegal fireworks)
 - k. Failure to Return Suspended Registration (Ord. 1012, August 2017)
2. Exception: The officer shall treat the offenses as a misdemeanor if:
 - a. The officer has a reasonable belief that an arrest is necessary to prevent a public safety risk;
 - b. The officer has a reasonable belief that an arrest is necessary to prevent an ongoing or escalating public disturbance; or
 - c. The offender has been cited for the same or similar offense three times within the prior ninety days. (Ord. 977, December 2014)