

CHAPTER 13 – MISCELLANEOUS PROVISIONS AND OFFENSES

Sec. 13-70. Graffiti implements; storage and display.

(a) No person who owns, conducts, operates or manages a business where aerosol paint containers or broad tip markers are sold, nor any person who sells or offers for sale aerosol paint containers or broad-tip markers, shall store or display, or cause to be stored or displayed, such aerosol paint containers and broad tipped markers in an area that is accessible to the public without employee assistance in the regular course of business pending legal sale or other disposition.

(b) This section shall not preclude the storage or display of aerosol paint containers and broad tip markers in an area viewable by the public so long as such items are not accessible to the public without employee assistance.

(c) The city may enforce the provisions of this section by the imposition of civil sanctions. Civil sanctions may not exceed the maximum amount of fine for a class one misdemeanor. For violation of this section a minimum civil sanction of Five Hundred Dollars (\$500.00) shall be imposed. If an alleged violator is served with a notice of civil violation pursuant to this section, he shall not be subject to a criminal charge arising out of the same facts.

(d) Civil sanctions shall be enforced as provided in chapter 15 of this code.
Secs. 13-68. through 13-70. Reserved.
(Ord. No. 98-32, 5/5/98, Enacted)