

## ORDINANCE NO. 3623

AN ORDINANCE AMENDING THE EDMOND MUNICIPAL CODE BY AMENDING SECTION 8.16.015 DEFRAUDING AN INNKEEPER; PROVIDING FOR AN INCREASE IN THE VALUE FROM FIVE HUNDRED DOLLARS TO ONE THOUSAND DOLLARS; AND PROVIDING FOR REPEALER AND SEVERABILITY.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF EDMOND, OKLAHOMA:

SECTION 1. The Edmond Municipal Code is hereby amended to add new Section 8.16.015 to read as follows:

8.16.015                    Defrauding an Innkeeper

a. Any person who shall obtain food, lodging, services or other accommodations at any hotel, inn, restaurant, boarding house, rooming house, motel or auto camp, with intend to defraud the owner or keeper thereof, if the value of such food, lodging, services or other accommodations is One Thousand Dollars (\$1,000.00) or less, shall be guilty of an offense. Proof that such lodging, food, services or other accommodations were obtained by false pretense or by false or fictitious show or pretense of any baggage or other property, or that he gave a check on which payment was refused, or that he left the hotel, inn, restaurant, boarding house, rooming house, motel, apartment house, apartment, rental unit or rental house, trailer camp or auto camp, without payment or offering to pay for such food, lodging, services or other accommodation, or that he surreptitiously removed or attempted to remove his baggage, or that he registered under a fictitious name, shall be prima facie proof of the intent to defraud mentioned in this section; but this section shall not apply where there has been an agreement in writing for delay in payment.

b. Any person who commits the offense of defrauding an innkeeper shall be subject to punishment for a Class A offense as set forth in Section 2.56.210.

SECTION 2. REPEALER. All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of any such conflict.

SECTION 3. SEVERABILITY. If any section, sub-section, sentence, clause, phrase, or portion of this Ordinance is, for any reason, held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portion of this Ordinance.

PASSED AND APPROVED the 11<sup>th</sup> day of September, 2017.

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MAYOR

Attest:

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City Clerk

APPROVED as to form and legality this the 11<sup>th</sup> day of September, 2017.

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CITY ATTORNEY