

**THEATERS**

**Chapter 83**

**THEATERS**

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**[HISTORY: Adopted by the Mayor and Common Council of the City of Gloucester City; Article I, 5-24-09; Article II, 4-4-63. Amendments noted where applicable.]**

## GENERAL REFERENCES

Licensed amusements — See Ch. 17.  
 Circuses and exhibitions — See Ch. 34.  
 Coin-controlled devices — See Ch. 36.  
 Disorderly persons — See Ch. 41.  
 Fire Prevention Code — See Ch. 48.  
 Handbills and notices — See Ch. 52.  
 Obscene and crime publications — See Ch. 62.  
 Zoning — See Ch. 93.

Be it ordained by the Mayor and Common Council of the City of Gloucester City, in the County of Camden and State of New Jersey, that:

## ARTICLE I

## Licensing

[Adopted 5-24-09]

§ 83-1. License required; penalty.<sup>1</sup>

No person, persons or corporation shall carry on or exhibit or cause to be carried on or exhibited at any place whatsoever in Gloucester City for any price, gain or admission fee, any moving picture show, without first obtaining a license for that purpose as hereinafter mentioned. Any person violating this provision shall, upon conviction thereof, pay a fine of not more than five hundred dollars (\$500.) or be imprisoned for not more than ninety (90) days, or both, in the discretion of the Judge of the Municipal Court of Gloucester City.

## § 83-2. Application for license; issuance.

All applications shall be in writing, directed to the City Clerk, certifying that the building in which it is proposed to conduct such show is in a safe and proper condition as to danger from

<sup>1</sup> Editor's Note: Amended at time of adoption of Code. See Ch. 1, § 1-6B(1).

fire, means of exit and general facilities for conducting such show. Upon the receipt of such an application, the City Clerk is hereby authorized and empowered to issue the required license in the usual manner to such persons or corporation as shall apply therefor.

§ 83-3. **License fees.** [Amended 11-17-27; 12-2-82 by Ord. No. 17-1982]

The fee for said license shall be twenty-five dollars (\$25.) per month; provided, however, that a license may be issued for one (1) performance or exhibition, and the license fee therefor shall be the sum of five dollars (\$5.).

§ 83-4. **When effective.**

This ordinance shall take effect immediately.

ARTICLE II  
Obscenity  
[Adopted 4-4-63]

§ 83-5. **Definitions.**

As used or referred to in this ordinance, unless a different meaning clearly appears from the context, the following terms shall have the meanings indicated:

**OBSCENE** — That which, to the average person applying contemporary community standards, when considered as a whole, has as its dominant theme or purpose an appeal to prurient interest.

**PERSON** — Shall include any person, firm, corporation or association or persons, their agents, servants or employees.

**THEATER** — Shall include any place, whether indoor or outdoor, devoted to public amusement, wherein motion pictures are exhibited for public entertainment.

**§ 83-6. Certain posters prohibited.**

It shall be unlawful to display any posters, lithographs portraying crime or suggestive of obscene actions or situations within the limits of Gloucester City.

**§ 83-7. Obscene motion pictures prohibited.**

It shall be unlawful to exhibit or allow to be exhibited any motion picture if the same shall be obscene or offends against morality, decency or the public welfare, or intends to deprave the minds of children or adults, or shall be lewd or lascivious, in Gloucester City.

**§ 83-8. Violations and penalties. [Amended 12-5-74<sup>1</sup>]**

Any person violating any provisions of this ordinance shall, upon conviction thereof, pay a fine of not more than five hundred dollars (\$500.) or be imprisoned for not more than ninety (90) days, or both, in the discretion of the Judge of the Municipal Court of Gloucester City.

**§ 83-9. Inconsistent ordinances repealed.**

All ordinances or parts of ordinances inconsistent with this ordinance be and the same are hereby repealed.

**§ 83-10. When effective.**

This ordinance shall take effect after final passage and publication as provided by law.

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<sup>1</sup> Editor's Note: See Ch. 1, § 1-6B(1).