

DISORDERLY PERSONS

Chapter 41

DISORDERLY PERSONS

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[HISTORY: Adopted by the Mayor and Common Council of the City of Gloucester City 6-2-49. Amendments noted were applicable.]

GENERAL REFERENCES

Alcoholic beverages — See Ch. 15.
Obscene publications — See Ch. 62.
Theaters — See Ch. 83.

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:

§ 41-1. Beggars and idlers.

Any person who shall go about from door to door or place himself in streets or highways to beg or solicit alms or charity, or who shall lodge in taverns, inns, saloons or in the open air and not give a good account of himself, and any person who shall leave or threaten to leave his family to be maintained by the city or to become chargeable thereto, and any person who, not having sufficient property or means for its assistance or support, shall live idle or not engage in some honest employment or not provide for himself or his family, shall be adjudged a disorderly person.

§ 41-2. Fortune-tellers.

Any person who shall use or pretend to use or have any skill in physiognomy, palmistry or like crafty sciences, or who shall pretend to tell destinies or fortunes, shall be adjudged a disorderly person.

§ 41-3. Undesirable persons.

Any person who shall be a vagrant, vagabond, common drunkard, common thief, burglar or pickpocket, common night-walker and common prostitute shall be adjudged a disorderly person.

§ 41-4. Soliciting unlawful intercourse.

Any person who shall, by word, act, sign or device, invite or solicit unlawful sexual intercourse or any other unlawful, indecent, lewd or lascivious act, shall be adjudged a disorderly person.

§ 41-5. Possession of burglar's tools or weapons.

Any person who shall be apprehended having upon him any picklock, key, crowbar, jack, bit or other implement with intent to break and enter into any building, or shall have upon him any pistol, knife, bludgeon or other offensive or dangerous weapon with intent to assault any person, or who shall be found in or near any dwelling house, warehouse, garage or any place or public resort or assemblage for business, worship, amusement or other lawful purpose, with intent to steal any goods or chattels, shall be adjudged a disorderly person.

§ 41-6. Obstruction of passage. [Amended 4-6-2009 by Ord. No. 009-2009]

Any person who shall loiter or assemble on the streets, at the street corners or in any public place in this city, or any person who shall, on such streets, at such street corners or in such public places, indulge in and utter loud and offensive or indecent language, or shall address any audible and offensive remarks upon any person passing along such streets or in such public places, or shall obstruct or interfere with any person lawfully being in and upon such streets or public places, shall be adjudged a disorderly person.

§ 41-7. Offensive language. [Amended 4-6-2009 by Ord. No. 009-2009]

Any person who shall loiter in any public place or any private property not his own, or who, not being under the influence of intoxicating liquor, shall indulge in and utter loud and offensive or indecent language, shall be adjudged a disorderly person.

§ 41-8. Malicious destruction of property.

Any person who shall maliciously destroy or injure property shall be adjudged a disorderly person.

§ 41-9. Giving false alarm of fire.

Any person who shall willfully and maliciously ring or cause to be rung any fire alarm in the city and thereby give or cause to be given a false alarm of fire shall be adjudged a disorderly person.

§ 41-10. Possession of gambling paraphernalia.

Any person who shall have in his possession or custody any lottery slips, books or records pertaining to a lottery, or any person who shall have in his possession or have in an automobile in his custody any ticket or tickets, slip or slips, paper, document or memoranda in any way pertaining to the business of a number game, shall be adjudged a disorderly person. "Number game," as used in this paragraph, is defined as any betting on any number or numbers or sets or arrangements of numbers, on or according to any plan or method whatsoever.

§ 41-11. Maintenance of a disorderly house. [Amended 10-20-2011 by Ord. No. 16-2011]

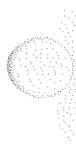
- A. It shall be a violation of this section for any person to maintain a disorderly house. For the purposes of this section, the following definitions shall apply:
- (1) **PERSON** — Any owner, tenant, individual or business entity which has control over the property in question.
 - (2) **DISORDERLY HOUSE** — A premises where 1) any illegal activity occurs or 2) which is subject to more than four (4) legitimate police service calls within a period of six (6) months, the legitimacy of each police service call to be determined on the totality of the circumstances taking into account the activity giving rise to the police service call. If the Court determines there was good cause for the police to be there due to the activity or nonactivity by persons

covered by this section, then said service call should be considered legitimate.

- B. For a first offense, the Court shall impose a fine of \$1,200. For a second offense the Court shall impose a fine of \$1,200., revoke the person so convicted of his or her right to operate any commercial business at the location of the offenses for a period of up to six (6) months, and a term of imprisonment not to exceed six (6) months.

§ 41-12. Maintenance of gambling house.

Any person who shall set up, keep or maintain, or permit to be set up, kept or maintained, in any house or premises,



any faro table, bank, craps table, numbers bank or facilities for the placing of bets, or any game on the racing of horses, shall be adjudged a disorderly person.

§ 41-13. Participation in gambling.

Any person who shall deal, play or engage in any game of faro or craps, either as banker, player or dealer or otherwise, for the purpose of gambling, shall be adjudged a disorderly person.

§ 41-14. Indecent dress, exposure, publications or performances.

Any person who shall appear in any street or public place in a state of nudity or any indecent or lewd manner or dress, or who shall make any indecent exposure of his or her person or perform any indecent or lewd act, or exhibit, sell or offer to sell any indecent or lewd book, picture or thing, or shall exhibit or perform any indecent, immoral or lewd play or other performance, shall be adjudged a disorderly person.

§ 41-15. Violations and penalties.¹

Any person adjudged a disorderly person by the Judge of the Municipal Court of Gloucester City shall, upon conviction thereof, be punished by imprisonment in the county jail for a term not exceeding ninety (90) days or by a fine not exceeding five hundred dollars (\$500.), or by both such fine and imprisonment in the discretion of the Judge before whom conviction is had.

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

