

Chapter 60**LOUNGING**

Former Chapter 60, Loitering, previously codified herein and adopted 10-16-70, was repealed in its entirety by Ordinance No. 15-2011

§ 60-1. Violations.

§ 60-2. Definitions.

[HISTORY: Adopted by the Mayor and the Common Council of the City of Gloucester City 10-20-2011 as Ord. No. 15-2011. Amendments noted where applicable.]

§ 60-1. Violations.

It shall be a violation of this chapter for an individual to lounge or sleep in a street, park, or public place within the City of Gloucester City.

§ 60-2. Definitions.

- A. For the purposes of this chapter, lounge shall be defined as being in the same general area for more than fifteen (15) minutes with no apparent reason.
- B. For the purposes of this chapter, sleep is defined as a period of immobility with one's eyes closed for at least fifteen (15) minutes.

§ 60-3. Discretion of police officer.

Whenever any police officer shall, in the exercise of reasonable judgment, decide that the presence of any person in any public place is causing or is likely to cause any of the conditions enumerated in § 60-2, he may, if he deems it necessary for the preservation of the public peace and safety, order that person to leave that place. Any person who shall refuse to leave after being ordered to do so by a police officer shall be guilty of a violation of this ordinance.

§ 60-4. Loitering by minors.

No parent or guardian of a minor under the age of eighteen (18) years shall knowingly permit that minor to loiter in violation of this ordinance.

§ 60-5. Notice of violation.

Whenever any minor under the age of eighteen (18) years is charged with a violation of this ordinance, his parent or guardian shall be notified of this fact by the Chief of Police or any other person designated by him to give such notice.

§ 60-6. Presumption.

If at any time within thirty (30) days following the giving of notice, as provided in § 60-5, the minor to whom such notice relates again violates this ordinance, it shall be presumed in the absence of evidence to the contrary that the minor did so with the knowledge and permission of his parent or guardian.

§ 60-7. Violations and penalties.

Any person violating any of the provisions of this ordinance shall, upon conviction, be punished by a fine not exceeding two hundred dollars (\$200.), or by imprisonment not exceeding thirty (30) days, or both, in the discretion of the court.

§ 60-8. Repeal of inconsistent ordinances.

All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

§ 60-9. When effective.

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