

TITLE XIII: GENERAL OFFENSES

Chapter

130. GENERAL OFFENSES

Hobart - General Offenses

CHAPTER 130: GENERAL OFFENSES

Section

- 130.01 Begging
- 130.02 Curfew
- 130.03 Fishing from the Third Street Bridge
- 130.04 General unlawful acts prohibited
- 130.05 Obscene or provocative language
- 130.06 Weapons
- 130.07 Loitering

§ 130.01 BEGGING.

It is unlawful for any person to be found begging within the city.
(Prior Code, § 11-2) Penalty, see § 10.99

§ 130.02 CURFEW.

(A) *Minors.*

- (1) It is a curfew violation for a child 15, 16 or 17 years of age to be in a public place:
 - (a) Between 12:00 a.m. and 5:00 a.m., Saturday or Sunday;
 - (b) After 10:00 p.m., Sunday through Thursday; or
 - (c) Before 5:00 a.m., Monday through Friday.
- (2) It is a curfew violation for a child under 15 years of age to be in a public place after 10:00 p.m. or before 5:00 a.m. on any day.
- (3) This division (A) does not apply to a child who is:
 - (a) Accompanied by his or her parent, guardian or custodian;
 - (b) Accompanied by an adult specified by his or her parent, guardian or custodian; and/or
 - (c) Participating in, going to or returning from:
 1. Lawful employment;

2. A school sanctioned event; and/or

3. A religious event.

(Prior Code, § 11-3) (Ord. 631, § 1; Ord. 92-19, § 1)

(B) *Liability of parents.* It is unlawful for the parent, guardian or other adult person having care and custody of a minor under the age of 18 years to knowingly permit the minor to loiter, idle, wander, stroll or play in or upon the public streets, highways, roads, alleys, parks, playgrounds or other public grounds, public places and public buildings, places of amusement and entertainment, vacant lots or other unsupervised places during curfew times, as established herein.

(Prior Code, § 11-4) (Ord. 631, § 2; Ord. 92-19, § 2)

Penalty, see § 10.99

§ 130.03 FISHING FROM THE THIRD STREET BRIDGE.

It is unlawful for any person to fish from the Third Street Bridge, the same being a bridge crossing Deep River and being located on Third Street west of Main Street and east of Park Street in the city. It is unlawful to stand on the Third Street Bridge and lower any lines, ropes or wires into the water beneath the same with any hooks attached thereto.

(Prior Code, § 11-6) (Ord. 433, §§ 1, 2) Penalty, see § 10.99

§ 130.04 GENERAL UNLAWFUL ACTS PROHIBITED.

It is unlawful for any person to suggest, invite or procure the commission, by any other person, of any unlawful act. It is unlawful for any person to attempt the commission of the above offense within the city.

(Prior Code, § 11-7) (Ord. 90-34, § 5) Penalty, see § 10.99

§ 130.05 OBSCENE OR PROVOCATIVE LANGUAGE.

It is unlawful for any person to utter an obscenity or word or words calculated to provoke disorder, including “fighting words”, in any public place.

(Prior Code, § 11-8) (Ord. 90-34, § 6) Penalty, see § 10.99

§ 130.06 WEAPONS.

(A) *Discharge prohibited.* It is unlawful for any person, except an officer of the law in the discharge of his or her duties, to carry in a loaded condition, hunt with or discharge any firearm, pistol, gun or shotgun which acts by force of gunpowder or any weapon from which a shot or projectile is expelled by an explosive, within the city.

(Prior Code, § 11-9) (Ord. 656, § 1)

General Offenses

(B) *Air rifles, BB guns.* No person under the age of 16 years who is not accompanied by an adult or who is not firing on a regular adult supervised firing range shall carry, use or fire any BB gun, pellet gun or airpowered rifle in the city, the use being dangerous to life and destructive of property.

(Prior Code, § 11-10) (Ord. 533, § 1)

Penalty, see § 10.99

§ 130.07 LOITERING.

(A) *Definitions.* For the purpose of this section, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

LOITERING. Remaining idle in essentially 1 location and shall include the concepts of spending time idly loafing or walking about aimlessly and shall also include the colloquial expression “hanging around”.

PUBLIC PLACE. All streets, highways, boulevards, avenues, alleys, sidewalks or other public ways and any and all public parks, squares, spaces, plazas, grounds and buildings.

(Prior Code, § 11-11)

(B) *Prohibited acts.* No person shall loiter in a public place in such manner as to:

(1) Create or cause to be created a danger of a breach of the peace;

(2) Create or cause to be created any disturbance or annoyance to the comfort and repose of any person;

(3) Obstruct the free passage of pedestrians or vehicles; and/or

(4) Obstruct, molest or interfere with any person lawfully in any public place, as defined in division (A) above.

(Prior Code, § 11-12)

(C) *Authority 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 division (B) above, he or she may, if he or she 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 section.

(Prior Code, § 11-13)

(Ord. 1095) Penalty, see § 10.99

Hobart - General Offenses