

## **Chapter 305**

### **Loitering – Disturbing the Peace**

#### **§305-1. Definitions**

**LOITERING:** remaining in essentially one location either alone or in concert with others.

**PUBLIC PLACE:** any place to which the general public has access and the right to enter in or upon for business, entertainment or other lawful purposes, and shall include the front or immediate area around any store, stop, restaurant, tavern, or other place of business as well as public grounds, areas, and beaches.

#### **§305-2. Prohibited Conduct and Activities**

(a) Loitering. It shall be unlawful for any person to loiter in any public place, or in or about any building or dwelling adjacent thereto, in such manner as to:

(1) Obstruct any public street or public place by hindering or impeding, or intending to hinder or impede, an uninterrupted passage of pedestrians or vehicles.

(2) Commit in or upon any public street or public place any act which is an obstruction or interference to the free and uninterrupted use of any property; or with any business being lawfully conducted by anyone in any public place; or which prevents the free and uninterrupted ingress or egress therein, thereon, or thereto.

(b) Disturbing the Peace. No person shall, in any street or public place; or from any vehicle on any street or public place, make any loud, unreasonable noise, either by voice or otherwise; or utter obscene or indecent or profane songs or words; or in any unruly or loud manner disturb the quiet and good order of the Town.

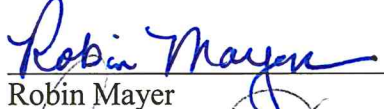
#### **§305-3. Enforcement**


(a) When any person or persons causes or commits any of the conditions enumerated in this Ordinance, any law enforcement officer shall order the person or persons to stop causing or committing such conditions, and may, if deemed necessary for the preservation of public peace and safety, order that person or persons to move on or disperse. Any person who fails to refuses to obey any such order shall be guilty of a violation of this Ordinance.


(b) Any person or party found guilty of violating any of the provisions of this Ordinance shall be fined no less than one hundred dollars (\$100.00) and no more than

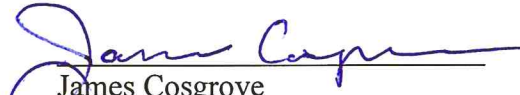
three hundred dollars (\$300.00) plus any costs recoverable for the use and benefit of the Town of Damariscotta.

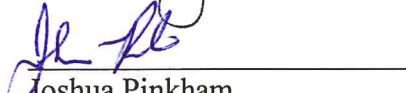
The enactment of this ordinance hereby revises the Loitering-Disturbing the Peace Ordinance for the Town of Damariscotta, Maine as enacted on November 6, 2001.

  
Robin Mayer

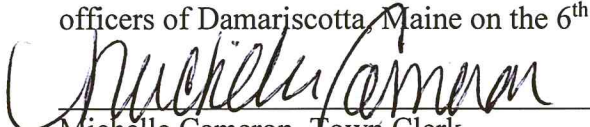
  
Ronn Orenstein

  
George Parker

  
James Cosgrove

  
Joshua Pinkham

Attest: A true copy of an ordinance entitled "Loitering-Disturbing the Peace Ordinance" for the Town of Damariscotta, Maine-June 15, 2016, as certified to me by the municipal officers of Damariscotta, Maine on the 6<sup>th</sup> day of July, 2016.

  
Michelle Cameron, Town Clerk  
Damariscotta, Maine

### **Legislative History**

Enacted November 6, 2001

Revised June 15, 2016; Effective Date July 1, 2016