

# City of Philadelphia



(Bill No. 070272)

## AN ORDINANCE

Amending Chapter 10-600 of The Philadelphia Code, entitled “Public Places – Prohibited Conduct,” by amending Section 10-612, entitled “Gambling,” by amending the penalty provisions for certain violations and making certain technical changes, all under certain terms and conditions.

*THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:*

SECTION 1. Chapter 10-600 of The Philadelphia Code is hereby amended to read as follows:

### CHAPTER 10-600. PUBLIC PLACES-PROHIBITED CONDUCT.

\* \* \*

§ 10-612. Gambling.

\* \* \*

(3) Penalties.

(a) The penalty for a violation of this Section shall be a fine not exceeding \$300.00 *except for violations regulated by subsection (b).*

*(b) Any person violating this Section in a playground owned or controlled by the City shall have committed a Class III offense and shall be subject to the fines set forth in subsection 1-109(3), or imprisonment for not more than ninety (90) days, or both.*

~~(b)~~ (c) Repeat Offenders. Any person who commits, on more than one occasion, a violation of this Section shall be guilty of a separate offense of Repeat Violation, and for each such Repeat Violation, shall be subject to a fine of not more than three hundred (300) dollars, or imprisonment for not more than ninety (90) days, or both. *Repeat offenders of subsection (b) shall be subject to the fines set forth in subsection 1-109(3), or imprisonment for not more than ninety (90) days, or both.* A person shall be guilty of a Repeat Violation regardless whether the second or subsequent violation occurs before or after a judicial finding of a first or previous violation. Each violation, after the first, shall constitute a separate Repeat Violation offense.

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[(c)] (d) Notwithstanding the foregoing, any person authorized to enforce ordinances may, at their discretion, seize any monies, in plain sight and identifiable as a profit of the gambling, at the time of the violation. Such monies, not exceeding \$300.00, shall be forfeited, *except that for violations of subsection (b), such monies, not exceeding the fines set forth under subsection 1-109(3), shall be forfeited.* Any monies seized shall be processed and directed to the Director of Finance and the Bureau of Administrative Adjudication pursuant to § 10-1604.

SECTION 2. This Ordinance shall take effect immediately.

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**Explanation:**

[Brackets] indicate matter deleted.

*Italics* indicate new matter added.

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CERTIFICATION: This is a true and correct copy of the original Bill, Passed by the City Council on June 14, 2007. The Bill was Signed by the Mayor on September 20, 2007.



Patricia Rafferty  
Chief Clerk of the City Council