

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE AMENDING INDEPENDENCE CITY CODE SECTION 12.01.005
“LOITERING”.

WHEREAS, ensuring public safety is the highest priority for the Independence City Council; and,

WHEREAS, it has been determined that sitting, lying, sleeping on public sidewalks during certain times constitutes loitering and is a risk to public safety; and,

WHEREAS, it is necessary to amend the City Code to clarify the definition of “loitering.”

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY
OF INDEPENDENCE, MISSOURI, AS FOLLOWS:

SECTION 1. Independence City Code Section 12.01.005 shall be amended as follows:

It shall be unlawful to loiter in such manner as to disturb the peace, of any person, or to obstruct free passage of pedestrians or vehicles, or to obstruct, molest, or to interfere with any person lawfully in any public place, by conduct including making remarks which are personally abusive, addressed in a face-to-face manner to a specific individual and uttered under circumstances such that the words have a direct tendency to cause an immediate violent response by a reasonable recipient, **or by sitting, lying, or sleeping on public property, including, but not limited to, sidewalks, public right-of-way areas, and public infrastructure, within one hundred fifty (150) feet of a residential property.**

PASSED ON THIS _____ DAY OF _____, 2023, BY THE CITY COUNCIL OF THE CITY
OF INDEPENDENCE, MISSOURI.

Presiding Officer of the City Council
of the City of Independence, Missouri

ATTEST:

City Clerk

APPROVED AS TO FORM AND LEGALITY:

City Counselor

REVIEWED BY:

City Manager

NOTE: Words struck through and bolded are being removed by this ordinance and words underscored and bolded are being added by this ordinance.