

COUNCIL OF THE CITY OF SEAT PLEASANT, MARYLAND

Ordinance No. O-08-03
Introduced By Council Member Brian Shivers
Date Introduced February 11, 2008
First Reading: March 17, 2008
Second Reading: April 14, 2008
Date Adopted April 14, 2008
Date Effective

AN ORDINANCE concerning

OBSTRUCTION OF PUBLIC PLACES

FOR the purpose of prohibiting persons from committing certain obstructions of public places under certain circumstances; defining a "public place"; providing penalties for persons who violate such prohibition; and generally relating to the prohibiting certain obstructions on, in, along or across public places in the City of Seat Pleasant.

BY adding

Chapter 137, Streets and Sidewalks
Section 137-5.1
Seat Pleasant City Code (1994 Edition, as amended)

SECTION 1. BE IT ORDAINED BY THE SEAT PLEASANT CITY COUNCIL that new Section 137-5.1 be and it hereby is added to the Code of the City of Seat Pleasant (1994 Edition as amended), to be under Chapter 137, "STREETS AND SIDEWALKS", to follow immediately after Section 137-5 and read as follows:

**Chapter 137
STREETS AND SIDEWALKS**

§137-5.1 OBSTRUCTIONS OF PUBLIC PLACES.

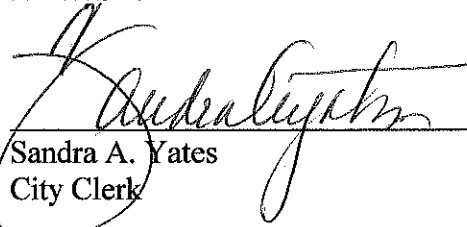
- A. AS USED IN THIS SECTION, "PUBLIC PLACE" MEANS ANY PLACE OR SPACE, INCLUDING, BUT NOT LIMITED TO, A SIDEWALK, STREET, ROAD OR OTHER WAY, TO WHICH THE GENERAL PUBLIC HAS ACCESS AND A RIGHT TO USE

FOR ANY LAWFUL PURPOSE. "PUBLIC PLACE" IS NOT LIMITED TO PLACES DEVOTED SOLELY TO THE USE BY THE GENERAL PUBLIC.

- B. A PERSON MAY NOT OBSTRUCT ANY PUBLIC PLACE SO AS TO HINDER OR IMPEDE THE FREE AND UNINTERRUPTED PASSAGE OF VEHICULAR OR PEDESTRIAN TRAFFIC ON, IN, ALONG OR ACROSS THE PUBLIC PLACE.
- C. A PERSON MAY NOT COMMIT ANY ACT THAT PREVENTS THE FREE AND UNINTERRUPTED INGRESS, EGRESS, AND REGRESS IN, ON, TO AND FROM ANY PUBLIC PLACE AND ANY LAWFUL ACTIVITY BEING CONDUCTED IN OR ON A PUBLIC PLACE.
- D. WHENEVER ANY PERSON COMMITS AN ACT THAT IS PROHIBITED BY SUBSECTIONS B. OR C. OF THIS SECTION, A POLICE OFFICER OR LAW ENFORCEMENT OFFICER SHALL ORDER THAT PERSON TO CEASE FROM COMMITTING THAT ACT AND, WHERE APPROPRIATE, TO MOVE OR REMOVE ANY PROHIBITED PHYSICAL OBSTRUCTION THAT WAS PLACED OR CREATED BY SUCH PERSON. ANY PERSON WHO FAILS OR REFUSES TO OBEY ANY SUCH ORDER IS GUILTY OF A MUNICIPAL INFRACTION PUNISHABLE BY A FINE OF FIVE HUNDRED DOLLARS (\$500) FOR EACH OFFENSE.


SECTION 2. AND BE IT FURTHER ORDAINED BY THE SEAT PLEASANT CITY COUNCIL that the City Clerk shall certify to the adoption of this ordinance, and cause the same to be published as required by law; and that this Ordinance shall become effective twenty (20) days following approval by the Mayor or passage by the City Council after the veto by the Mayor.

ATTEST:



Sandra A. Yates
City Clerk

**COUNCIL OF THE CITY OF
SEAT PLEASANT**



Elenora Simms
President

EXPLANATION:

CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

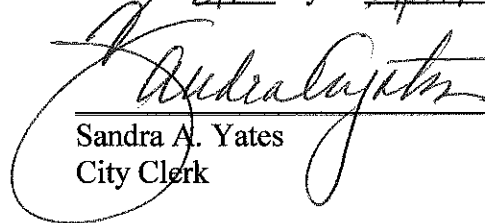
((Double Parenthesis)) indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike-Out~~ indicates matter stricken from the bill by amendment or deleted from the law.

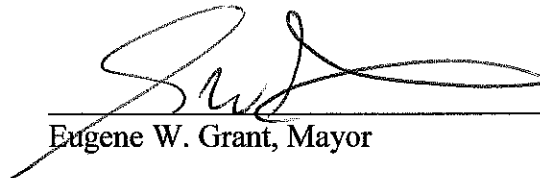
APPROVED:

This Ordinance was presented to the Mayor for his approval of disapproval pursuant to Section C-313 of the Charter of the City of Seat Pleasant this 21 day of April, 2008.



Sandra A. Yates
City Clerk

In accordance with Section C-313 of the Charter of the City of Seat Pleasant, I hereby **APPROVE/DISAPPROVE** this Ordinance this 21st day of April, 2008.



Eugene W. Grant, Mayor