

ORDINANCE NO. 2021-03

AN ORDINANCE AMENDING HARDIN CITY CODE PROHIBITIONS ON PEDESTRIAN INTERFERENCE

WHEREAS, the City of Hardin desires to modify and change the City Code of Hardin, Montana in order to expand the definitions of aggressive begging in the City of Hardin, Montana;

WHEREAS, the City of Hardin finds that certain behaviors related to begging for money, goods, or other charity are not regulated, and that additional regulation is in the interest of public safety.

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF HARDIN, MONTANA, Title 6, Chapter 1, Section 12, is amended with the insertion of additional languages, as follows:

6-1-12: PEDESTRIAN INTERFERENCE:

A. The following definitions apply in this section:

AGGRESSIVELY BEG: To beg with the intent to intimidate another person into giving money or goods. Aggressive begging also includes approaching any occupied vehicle or any pedestrian, whether on private or public property, without invitation, to ask for money or goods as charity.

BEG: To ask for money or goods as a charity, whether by words, bodily gestures, signs, or other means.

INTIMIDATE: To engage in conduct which would make a reasonable person fearful or feel compelled.

OBSTRUCT PEDESTRIAN OR VEHICULAR TRAFFIC: To walk, stand, sit, lie or place an object in such a manner as to block passage by another person or a vehicle, or to require another person or a driver of a vehicle to take evasive action to avoid physical contact. Acts authorized as an exercise of one's constitutional right to picket or legally protest shall not constitute obstruction of pedestrian or vehicular traffic.

PUBLIC PLACE: An area generally visible to public view and includes alleys, bridges, buildings, driveways, parking lots, parks, plazas, sidewalks and streets open to the general public, including those that serve food or drink or provide entertainment, and the doorways and entrances to buildings or dwellings and the grounds enclosing them.

B. A person is guilty of pedestrian interference if, in a public place, he or she intentionally:

1. Obstructs pedestrian or vehicular traffic; or
2. Aggressively begs.

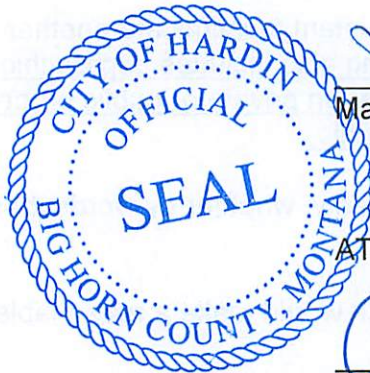
C. Pedestrian interference is a misdemeanor.

DATE OF EFFECT.

The amendment to this ordinance shall take effect and be in force thirty (30) days from the date of its second reading and passage by the City Council as required by law.

FIRST READING AND PASSAGE By a majority vote of the members present this 7th day of September, 2021.

YEAS 6 NAYS 0



[Signature]
Mayor

ATTEST:
[Signature]

City Clerk

POSTED AND MADE AVAILABLE TO THE PUBLIC this 3th day of September, 2021.

[Signature]
City Clerk

SECOND READING AND PASSAGE By a majority vote of the members

present this 21st day of September, 2021.

YEAS 5

NAYS 0



[Signature]
Mayor

ATTEST:

[Signature]
City Clerk