

TOWN OF ENFIELD LEGAL NOTICE

The following **AN ORDINANCE AMENDING CHAPTER 58, PEDDLERS AND SOLICITORS, ARTICLE III, PROHIBITION OF AGGRESSIVE AND UNSAFE PANHANDLING OR SOLICITATION, SECTION 58-61 – 58-66** was adopted by the Enfield Town Council at a Regular Meeting held on September 18, 2017 pursuant to Chapter III Section 6 of the Enfield Town Charter. Said ordinance shall become effective on the 3rd day of October, 2017, that day being the fifteenth day following final passage.

PROHIBITION OF PANHANDLING, SOLICITATION AND OTHER ACTIVITIES FROM UNSAFE LOCATIONS

§ 58-61 PURPOSE

Generally, the purpose of this section is to preserve the public order, to protect the citizens of Enfield and to ensure the safe and uninterrupted passage of both pedestrian and vehicular traffic, without unconstitutionally impinging upon protected speech, expression or conduct.

§58-62 DEFINITIONS

For purpose of this chapter, the following terms shall have the meanings indicated:

1. *Ask, Beg, Or Solicit Alms* includes the spoken, written, or printed word or such other act conducted for the purpose of obtaining an immediate donation or money or thing of value.
2. *Panhandle* includes asking, begging, or soliciting alms.
3. *Unsafe Location* means any roadway or roadway medians, including areas immediately adjacent to the roadway or roadway median, that have been designated by Town's traffic safety officer as a place where the presence of pedestrians is hazardous to the safe travel of persons or traffic.

§58-63 PROHIBITED LOCATION

No person may panhandle or conduct any other activity from an unsafe location, as defined herein. The traffic safety officer shall submit the list of the unsafe locations, which list may be revised from time to time as circumstances warrant, to the Town Clerk and the Chief of Police, which list shall be posted in the Town Hall and on the Town Website.

§58-64 INTERPRETATION OF PROVISIONS

1. No provision of this chapter shall be interpreted or construed to prohibit speech, expression or conduct protected by the laws or Constitution of the United States or the laws or Constitution of the State of Connecticut.
2. No provision of this chapter shall be interpreted or construed to prohibit the installation, construction, repair and/or maintenance of roadways, roadway medians, or utilities located above, upon or beneath such roadways, roadway medians or areas immediately adjacent thereto.

§58-65 PENALTIES FOR OFFENSES

1. Upon a finding that a person is in violation of any provision of this ordinance, a written warning shall be issued.
2. Upon a finding of a second and subsequent violation of any provision of this ordinance, a fine of \$99 shall be imposed and the violation shall be deemed to be an infraction.

§58-66 RESERVED

This section is reserved for future use.

Ordinance Serial #17-4

Proposed By:	By Request
Approved By:	Bryan R. H. Chodkowski, Town Manager
Reviewed By:	Christopher W. Bromson, Town Attorney

Proposal Introduced to Council:	September 5, 2017
Date for Public Hearing Set:	September 5, 2017
Proposed Ordinance Posted:	September 6, 2017
Newspaper Warning:	September 12, 2017
Council Holds Public Hearing:	September 18, 2017
Date of Final Passage:	September 18, 2017
Date Ordinance Published:	September 22, 2017
Effective Date:	October 3, 2017

Suzanne F. Olechnicki, Town Clerk Dated September 19, 2017