



## **COUNTY OF LEXINGTON, SOUTH CAROLINA**

### **ORDINANCE NO. 18-20**

#### **AN ORDINANCE PROHIBITING LOITERING IN THE UNINCORPORATED AREAS OF LEXINGTON COUNTY.**

**WHEREAS**, loitering as defined herein causes safety and other related public concern issues, and;

**WHEREAS**, County Council finds that it will be in the best interest of Lexington County to prohibit certain forms of loitering.

**NOW, THEREFORE, BE IT ORDAINED** by the County Council in meeting duly assembled as follows:

#### **Section 1. Loitering.**

(a) Definition. As used in this section, "loitering" shall mean remaining idle in essentially one location, spending time idly, loafing or walking around aimlessly in a public place, including vacant lots and other private property unattended by the owner in the unincorporated area of Lexington County or to conduct oneself in such a manner as to:

- (1) Create or cause to be created any disturbance or annoyance to the comfort and repose of any person;
- (2) Create or cause to be created a danger of a breach of the peace;
- (3) Obstruct or hinder the free passage of vehicles or pedestrians;
- (4) Obstruct or interfere with any person lawfully in any public place;
- (5) Engage in begging or panhandling;
- (6) Engage in gambling;
- (7) Engage in prostitution;
- (8) Solicit or engage in any business, trade or commercial transaction unless specifically authorized or licensed to do so;

(9) Unlawfully use or possess an unlawful drug;

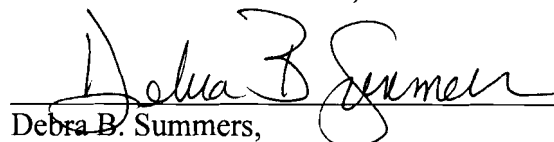
(10) Unlawfully use or possess beverages, beer or wine or alcohol.

(b) Violation. Except as authorized by state law, any person loitering in any public place as defined in subsection (a) may be ordered by a law enforcement officer to leave that place. Any person who refuses to leave after being ordered to do so by a law enforcement officer shall be in violation of this ordinance and subject to a \$100.00 penalty. Nothing in this section shall be construed or enforced in such a manner as to restrict freedom of speech, religion, or association.

**Section 2. Effective Date.** This ordinance shall be effective upon the date of its enactment.

ENACTED this 27<sup>th</sup> day of November 2018.

LEXINGTON COUNTY, SOUTH CAROLINA

  
Debra B. Summers,  
Chair of Lexington County Council

ATTEST:

By: Diana W. Burnett  
Diana W. Burnett  
Clerk to Lexington County Council

First Reading: August 28, 2018  
Second Reading: November 13, 2018  
Public Hearing: October 23, 2018  
Third Reading: November 27, 2018  
Filed With Clerk of Court: November 28, 2018