

EXECUTIVE BRIEF REGULAR MEETING

AGENDA DATE: September 20, 2022

DEPARTMENT: City Attorney

TITLE:

Ordinance No. 2022-18 – Second Reading - Repeal of sections 15-91 “Definitions,” 15-91 “Prohibited acts regarding panhandling,” and 19-14 “Right-of-way solicitors and canvassers”

SUMMARY:

The proposed Ordinance will repeal sections 15-91 “Prohibited acts regarding panhandling” (including Section 15-90 “Definitions”) and 19-14 “Right-of-way solicitors and canvassers”.

BACKGROUND AND JUSTIFICATION:

Section 15-91 of the City’s Code of Ordinances (the “Code”) makes it unlawful to solicit money or other things of value in certain public areas, including bus stops, public transportation facilities and vehicles, areas within 15 feet of a sidewalk café, automatic teller machines, and the entrance or exit of a commercial or governmental building, parking lots, parking garages, and parking pay stations owned or operated by the City and private property, unless the person panhandling has permission from the owner of such property. Section 19-14 of the Code makes it unlawful for any person to canvass or solicit in the right-of-way at certain designated intersections within the City.

The Palm Beach County Sheriff’s Office ceased enforcing sections 15-91 and 19-14 on January 14, 2022, and given the decision to cease enforcement, the City believes it is prudent to repeal sections 15-90, 15-91, and 19-14 of the Code. The Ordinance passed first reading by a vote of 4-1 at the September 6, 2022 meeting.

MOTION:

Move to approve / disapprove Ordinance No. 18-2022 -- Repeal of sections 15-91 “Definitions,” 15-91 “Prohibited acts regarding panhandling,” and 19-14 “Right-of-way solicitors and canvassers”.

ATTACHMENTS:

Ordinance 2022-18