

1st Reading:
2nd Reading:

SPONSOR: CLAUSS

ORDINANCE NO. ____

BILL NO. 22-79

AN ORDINANCE AMENDING SECTION 205.720, OBSTRUCTING PUBLIC PLACES, AND SECTION 345.080, PEDESTRIANS WALKING ALONG ROADWAYS, OF THE MUNICIPAL CODE TO ADDRESS SAFETY CONCERNS.

WHEREAS, at the September 1, 2022, Committee Meeting, the Board of Aldermen discussed proposed amendments to Section 205.720, Obstructing Public Places, and Section 345.080, Pedestrians Walking Along Roadways, of the Municipal Code to address safety concerns; and

WHEREAS, the Board of Aldermen feels that amending Sections 205.720 and 345.080 of the Municipal Code as proposed will address safety concerns on roadways; and

WHEREAS, the City has police powers, including pursuant to Chapter 67 RSMo., to enact laws and regulations for the safety, health, and general welfare of the City and its residents; and

WHEREAS, the Board of Aldermen now desires to amend Sections 205.720 and 345.080 of the Municipal Code to address safety concerns on roadways.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF FENTON, MISSOURI, AS FOLLOWS:

Section 1. Chapter 205, Offenses, Section 205.720, Obstructing Public Places, Subsection (B)(1) of the Municipal Code is hereby amended by amending Subsection B to add the underlined and bolded terms and by deleting Subsection (B)(1) in its entirety and inserting a new Subsection (B)(1) as follows:

B. It shall be unlawful for any person to stand or remain idle either alone or in consort with others in a public place in such manner so as to **knowingly and actually**:

1. Obstruct any public street, public highway, public sidewalk, or any other public place or building by hindering or impeding the free and uninterrupted passage of vehicles, traffic, or pedestrians;

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Section 2. Chapter 305, Traffic Administration, Section 345.080, Pedestrians Along Roadways, is hereby amended by deleting Section 345.080 in its entirety and inserting a new Section 345.080, as follows:

Section 345.080 Pedestrians Along Roadways.

Except as may otherwise be provided in this Chapter 345 and subject to Section 205.720, (prohibiting obstructing any sidewalk or street), people along roadways shall abide by the following safety rules:

- A. Where sidewalks are provided, it shall be unlawful for any person to walk along and upon, operate a wheelchair/electric wheelchair, stand upon, or sit in an adjacent roadway at any time.
- B. Where sidewalks are not provided, any person walking along and upon or operating a wheelchair/electric wheelchair upon a roadway shall, when practicable, do so only along the left side of the roadway or its shoulder facing traffic which may approach from the opposite direction.

State Law reference— Similar provisions, RSMo 300.405.

Section 3. This ordinance shall be in full force and effect after the date of its passage and approval.

PASSED this 22nd day of September, 2022.

JOE MAURATH, MAYOR

APPROVED 22nd day of September, 2022.

JOE MAURATH, MAYOR

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ATTEST:

Jane Hungler, City Clerk

Motion to approve. Roll Call vote:

Ayes:

Nays:

Abstain:

Absent:

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