

**BEAVER BOROUGH
BEAVER COUNTY, PENNSYLVANIA
ORDINANCE 866**

**AN ORDINANCE OF THE BOROUGH OF BEAVER, BEAVER COUNTY,
PENNSYLVANIA, AMENDING ORDINANCE 669 CODIFIED AS §6-131 et al.
TITLED “LOITERING”.**

WHEREAS, Beaver Borough Ordinance 669 as codified in the Borough’s Code of Ordinances §6-131 et al. covers loitering issues within the Borough; and

WHEREAS, Borough Council wishes to address panhandling within the Borough and believes it best to incorporate those additions to the loitering section of the Borough’s Code of Ordinances.

NOW THEREFORE, by the Council of the Borough of Beaver, in lawful session duly assembled, it is hereby **ORDAINED AND ENACTED** the following shall be amended to the Borough’s Code of Ordinance:

1) § 6-131. Definitions.

As used in this Part, the following words shall have the meanings specified:

“Loiter” – To linger or remain idle in a location or locale, by either standing, sitting, lying down or walking around, or by sitting in or on a parked vehicle.

“Panhandling” -- Asking or stopping people in a public place seeking money or food.

“Public” – Affecting or likely to affect persons in a place to which the public or a substantial group has access; among the places included are highways, transport facilities, schools, apartment houses, places of business or amusement, any park or any premises which are open to the public.

2) § 6-132. Prohibited Conduct.

1. It is unlawful for any person to Loiter in or near the entrance to any building open to the public in a manner which

obstructs or interferes with free access to such building.

2. It is unlawful for any person to Loiter on private property which is customarily used by the public as part of a commercial enterprise (such as a parking lot or outdoor dining area) in a manner which obstructs or interferes with the free passage of pedestrians or vehicles.
3. It is unlawful for any person to Loiter at a place where a “no loitering” sign is posted.
4. It is unlawful for any person to Loiter on or near any street, sidewalk, or anywhere else in Public in a manner which causes public annoyance or inconvenience.
5. No person shall engage in an act of Panhandling:
 - a. Within 25 feet of the outside perimeter of a sidewalk café.
 - b. In an area of the Public without permission from the owner.
 - c. In a manner which is aggressive in nature including continuing to solicit after a negative response, following or threatening a person, using profane or abusive language or speaking in a loud volume either during the solicitation or following a negative response.

3) § 6 -133. Penalties.

Any violation of any provision of Part 6 of the Borough’s Codification of Ordinances, upon conviction will pay a fine not to exceed \$1,000.00 together with costs of prosecution, or imprisonment for not more than 90 days. Each day that a violation is found constitutes a separate offense.

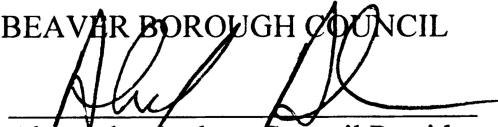
- 4) All proposed changes in this Ordinance will be effective immediately upon the passage of this Ordinance by Borough Council.

APPROVED by the Members of Council of Beaver Borough, Beaver County, Pennsylvania, in public meeting this 12th day of December, 2023.

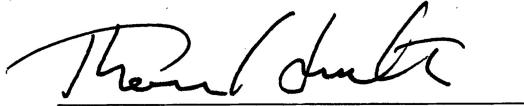
ATTEST:


Rebecca Phillips, Secretary

BEAVER BOROUGH COUNCIL


Alexander Andres, Council President

Read and approved by me, Thomas Hamilton, Mayor of the Borough of Beaver, this 12th day of December, 2023.


Thomas Hamilton, Mayor