

BILL NO. 4782

ORDINANCE NO. 4782

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FESTUS, MISSOURI, ENACTING A NEW SECTION, TO BE NUMBERED 210.1140 OF THE CODE OF ORDINANCES OF THE CITY OF FESTUS, REGARDING CAMPING ON PUBLIC PROPERTY; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND ESTABLISHING AN EFFECTIVE DATE

WHEREAS, § 77.260, RSMo provides that the City Council of the City of Festus may enact and ordain any and all ordinances not repugnant to the constitution and laws of this state, and such as they shall be deemed expedient for the good government of the City, the preservation of peace and good order, the benefit of trade and commerce, and the health of the inhabitants thereof; and

WHEREAS, it is desirable to maintain a safe environment within the City of Festus; and

WHEREAS, City Staff recommends that Chapter 210 of the Code of Ordinances of the City of Festus ("Code") be amended to prohibit sleeping or camping in public places within the City of Festus; and

WHEREAS, the City Council of the City of Festus finds and determines that amending Chapter 210 of the Code to include penalties for sleeping or camping on public property would be in the best interest of the City.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FESTUS, MISSOURI, AS FOLLOWS:

SECTION I. Chapter 210 of the Code of Ordinances of the City of Festus, Missouri, is hereby amended by the enactment of new Section 210.1140, to read as follows:

TITLE II. PUBLIC HEALTH, SAFETY AND WELFARE.

CHAPTER 210. OFFENSES.

ARTICLE VII. OFFENSES CONCERNING PROPERTY.

SECTION 210.1140. PROHIBITED CAMPING.

No person shall sleep or camp on any public sidewalk, street, public right of way, or alleyway at any time as a matter of individual and public safety. Any person stopped for an alleged violation of this Section shall be given an opportunity to relocate prior to issuance of a violation notice or an arrest. Should it be determined that the individual found sleeping or camping on any public sidewalk, street, public right of way, or alleyway is houseless, said individual shall be provided a list maintained by the Missouri Department of Health and Senior Services regarding Crisis Shelters and Homeless Services.

SECTION II. All Ordinances or parts of Ordinances in conflict with this Ordinance are hereby repealed.

SECTION III. This Ordinance shall be in full force and effect upon its passage by the City Council and the approval by the Mayor.

READ TWO TIMES AND PASSED THIS 12th DAY OF August, 2024.

Samuel F. Richards
President of the City Council

APPROVED THIS 13th DAY OF August, 2024.

Deah Smith
City Clerk

Samuel F. Richards
Mayor of the City of Festus

