



City of Pensacola

222 West Main Street
Pensacola, FL 32502

Memorandum

File #: 09-17

City Council

5/11/2017

LEGISLATIVE ACTION ITEM

SPONSORS: Ashton J. Hayward, III, Mayor
City Council President Brian Spencer

SUBJECT:

PROPOSED ORDINANCE NO. 09-17 - CREATING SEC. 8-1-28 OF THE CITY CODE - PROHIBITING SOLICITATION OF DONATIONS UPON PUBLIC SIDEWALKS AND RIGHTS-OF-WAY IN THE DOWNTOWN VISITORS' DISTRICT

RECOMMENDATION:

That City Council adopt Proposed Ordinance No. 09-17, as revised, on second reading.

AN ORDINANCE CREATING SECTION 8-1-28 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA; DEFINING THE DOWNTOWN VISITORS' DISTRICT AND REGULATING THE CONDUCT OF INDIVIDUALS ON SIDEWALKS AND PUBLIC RIGHTS-OF-WAY THEREIN; PROVIDING DEFINITIONS; PROHIBITING SOLICITATION OF DONATIONS; PROVIDING PENALTIES THEREFOR; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

HEARING REQUIRED: No Hearing Required

SUMMARY:

The City has received complaints from members of the public and downtown businesses about the presence of individuals soliciting donations either verbally or by the use of signage. The solicitation of donations obstructs the free flow of pedestrian traffic in the downtown area and it negatively affects residents, visitors and businesses.

The Downtown Improvement Board asked the City to consider a regulation which would protect the public from this nuisance activity, preserve the significant investment of the businesses and the City in the Downtown Improvement District and enhance the experience of the public in the downtown business area.

PRIOR ACTION:

April 13, 2017 City Council voted to approve Ordinance No. 09-17 on first reading.

FUNDING:

N/A

FINANCIAL IMPACT:

None

CITY ATTORNEY REVIEW: Yes

2/24/2017

STAFF CONTACT:

Eric W. Olson, City Administrator

Lysia H. Bowling, City Attorney

ATTACHMENTS:

- 1) Proposed Ordinance No. 09-17 (Solicitation - Revised)
- 2) Letter from John Peacock, DIB Chairman
- 3) DIB Panhandling Ordinance Boundary Map

PRESENTATION: No