

**ORDINANCE NO. 2018-06**

**AN ORDINANCE OF THE CITY OF ST. AUGUSTINE, FLORIDA, REPEALING AND REPLACING SECTION 18-8 OF THE CODE OF THE CITY OF ST. AUGUSTINE; PROVIDING FOR FINDINGS AND INTENT; PROVIDING FOR DEFINITIONS; PROVIDING FOR PROHIBITED CONDUCT, PROXIMITY AND LOCATION RESTRICTIONS FOR SOLICITATION, PANHANDLING OR BEGGING; PROVIDING FOR PENALTIES; PROVIDING FOR INCLUSION IN THE CODE OF THE CITY OF ST. AUGUSTINE; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERANCE OF INVALID PROVISIONS; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, § 166.041, Florida Statutes, provides for procedures for the adoption of ordinances and resolutions by municipalities; and

**WHEREAS**, the City of St. Augustine recognizes that solicitation, including but not limited to panhandling and begging are activities that are protected by the First Amendment to the United States Constitution; and

**WHEREAS**, the City of St. Augustine can adopt and enforce regulations of behavior that implicate First Amendment activity when the regulations only affect the time, place, and manner of expression, are content-neutral, are narrowly tailored to serve a significant governmental interest, and leave open ample alternative channels of communication; and

**WHEREAS**, the City of St. Augustine has a significant interest in providing a safe and pleasant environment and in eliminating nuisance activity, *Smith v. City of Fort Lauderdale, Florida*, 177 F. 3d 954, 956 (11<sup>th</sup> Cir. 1999); and

**WHEREAS**, the City of St. Augustine has experienced a significant increase in the number of complaints made to the St. Augustine Police Department regarding panhandling and problematic panhandling behaviors; and,

**WHEREAS**, the City Commission finds that panhandlers and beggars, sometimes use profane language when requesting money from people; that panhandlers and beggars sometimes physically touch or threaten to touch the people they solicit for money; and that panhandlers and beggars sometimes block the path of people they solicit for money, or follow the people they solicit for money in an apparent effort to intimidate people into making a donation or as retribution for refusing to make a donation; and

**WHEREAS**, the City Commission finds that the foregoing activities constitute “aggressive panhandling or begging,” and that the increase in aggressive panhandling or begging throughout the City of St. Augustine has become extremely disturbing and disruptive to residents, visitors, and businesses, and has contributed to an enhanced sense of fear, intimidation, and disorder resulting in the loss of access to and enjoyment of public places throughout the City; and

**WHEREAS**, the City Commission finds that regulation of panhandling and begging, based on the time, place, or manner of the solicitation including but not limited to panhandling or begging, is a content neutral and narrowly tailored way to promote public safety, and protect residents and visitors in areas where they may be or perceive themselves to be vulnerable and/or unable to leave; and

**WHEREAS**, the City Commission finds that regulation of panhandling and begging, in public places where people feel particularly vulnerable and/or unable to leave

still provides ample alternative avenues of communication and are narrowly drawn to address the City's substantial interests; and

**WHEREAS**, the City of St. Augustine has a significant interest in preserving the safety of traffic flow and preventing traffic congestion wherever possible in the City of St. Augustine; and

**WHEREAS**, the City of St. Augustine has a significant interest in the safety of pedestrians and individuals traveling in vehicles throughout the City of St. Augustine; and

**WHEREAS**, the City of St. Augustine has a significant interest in promoting tourism, and aesthetics of historic downtown St. Augustine; and

**WHEREAS**, the City of St. Augustine has a significant interest in promoting the safety and convenience of its citizens on public streets. *Madsen v. Women's Health Center*, 512 U.S. 753, 768, 114 S. Ct. 2516, 129 L.Ed. 2d 593 (1994); and

**WHEREAS**, the City of St. Augustine has a significant interest in ensuring the public safety and order and in promoting the free flow of traffic on public streets and sidewalks; and

**WHEREAS**, the City of St. Augustine has a significant interest in the safety and convenience of citizens using public fora such as streets and sidewalks. *Heffron v. International Soc'y for Krishna Consciousness*, 452 U.S. 640, 650, 101 S. Ct. 2559, 69 L.Ed. 2d 298 (1981); and

**WHEREAS**, the City of St. Augustine has a significant interest in recognizing the safety and convenience on public roads. *Cox v. New Hampshire*, 312 U.S. 569, 574, 61 S. Ct. 762, 85 L.Ed. 1049 (1941); and

**WHEREAS**, the City of St. Augustine has a significant interest in controlling traffic and pedestrian congestion. *Ayres v. City of Chicago*, 125 F. 3d 1010, 1015 (7<sup>th</sup> Cir. 1997); and

**WHEREAS**, the City of St. Augustine has a significant interest in preventing crime, protecting the City's retail trade, maintaining property values, and generally protecting and preserving the quality of the City's neighborhoods, commercial districts and the quality of urban life. *Young v. American Mini Theaters*, 427 U.S. 50, 96 S. Ct. 440, 49 L.Ed. 2d 310 (1976); and

**WHEREAS**, the City of St. Augustine has a significant interest in appearance of the City and aesthetics. *Metromedia Inc. v. City of San Diego*, 453 U.S. 490, 101 S. Ct. 2882 (1981); and

**WHEREAS**, the City of St. Augustine has a significant interest in maintaining safe ingress and egress into and out of commercial establishments in order to, inter alia, control pedestrian congestion, facilitate pedestrian safety and order, and provide for access for emergency vehicles and personnel both fire and police to promote public health, safety, and welfare; and

**WHEREAS**, the City of St. Augustine has a compelling governmental interest in preserving and protecting the lives of its citizens which can be imperiled by,

inter alia, traffic and pedestrian congestion which among other things can delay deployment of life saving fire and police vehicles and personnel; and

**WHEREAS**, the City Commission of the City of St. Augustine has determined that the following regulations promote and protect the general health, safety, and welfare of the residents of the City of St. Augustine; and

**WHEREAS**, the City Commission for the City of St. Augustine finds that it is in the best interest of public health, safety, and general welfare that the following amendments be adopted consistent with the requirements of Section 166.021(4), Florida Statutes;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION FOR THE CITY OF ST. AUGUSTINE, FLORIDA, AS FOLLOWS:**

Section 1. Repeal and Replacement of Chapter 18, Article I, Section 18-8.

Chapter 18, Article I, Section 18-8 of the Code of the City of St. Augustine is hereby repealed and replaced as follows (deletions are identified using a strike-through format; additions are underlined):

**~~Sec. 18-8. Begging, panhandling and solicitation.~~**

~~(a) Definitions.~~

~~(1) After dark means from one half hour after sunset until one half hour before sunrise. The times of sunset and sunrise will be established by the times listed in any local publication of general distribution.~~

~~(2) Aggressive manner shall mean:~~

~~a. Approaching or speaking to a particular person or persons, or following a person before, during or after panhandling, soliciting or begging, if that conduct is intended or likely to cause a reasonable person to:~~

~~1. Fear bodily harm to oneself or to another, damage to or loss of property; or~~

~~2. Otherwise be threatened or intimidated into giving money or other thing of value; or~~

~~b. Intentionally touching or causing physical contact with another person or a vehicle operated by another person, without that person's consent, in the course of panhandling, soliciting or begging; or~~

~~c. In the course of panhandling, soliciting or begging, intentionally blocking or interfering with the safe or free passage of any pedestrian or vehicle by any means, including unreasonably causing any pedestrian or vehicle operator to take evasive action to avoid physical contact; or~~

~~d. Forcing oneself upon the company of another by continuing to solicit the individual addressed after the person to whom the panhandling, soliciting or begging is directed has made a negative response, either orally, by physical sign, by attempting to leave the presence of the person soliciting or by other negative indication.~~

~~(3) Panhandle, solicit or beg shall mean the employment of the spoken, written or printed word or other acts as are conducted in the furtherance of the purpose of immediately collecting money or any other item of value for the use of one's self or others. As used in this section, the word, "solicit," and its forms, includes begging and panhandling.~~

~~(4) Prohibited public area means those areas within historic preservation districts HP-2 and HP-3, and includes the sidewalks exterior thereto, all as more fully described below, and depicted in the map entitled "Ordinance 2006-40 No Panhandling Area" made a part hereof by reference and a copy of which is on file with the Clerk of the City of St. Augustine:~~

~~a. Northern boundary. Commence at a point on the northernmost sidewalk adjacent to Castillo Drive~~



~~located 255 feet west of the center line of South Castillo Drive; thence easterly along the northernmost sidewalk adjacent to Castillo Drive to the easternmost sidewalk adjacent to South Castillo Drive; thence southerly along the easternmost sidewalk adjacent to South Castillo Drive to the intersection of the projection of a line running along the northern boundary of the Castillo de San Marcos National Monument Reservation; thence easterly along this projection line to Matanzas Bay.~~

~~b. — Eastern boundary. Matanzas River or Bay.~~

~~c. — Southern boundary. Commencing at the southernmost sidewalk adjacent to King Street at the intersection with Cordova Street, thence easterly along the southernmost sidewalk adjacent to King Street along this projection line to Matanzas Bay.~~

~~d. — Western boundary. Commencing at the westernmost sidewalk adjacent to Cordova Street at the intersection with King Street, thence northerly along the westernmost sidewalk adjacent to Cordova Street (as referenced in public records prior to the year 2000) to a point on the northernmost sidewalk adjacent to Castillo Drive located two hundred fifty-five (255) feet west of the center line of South Castillo Drive.~~

~~(b) — Prohibition. It shall be unlawful for any person within the city to:~~

~~(1) — Panhandle, solicit or beg in an aggressive manner on any sidewalk, highway, street, roadway, right-of-way, parking lot, park, or other public or semi-public area or in any building lobby, entranceway, plaza or common area;~~

~~(2) — Approach an operator or other occupant of a motor vehicle for the purpose of panhandling, soliciting or begging, or offering to perform a service in connection with such vehicle, or otherwise soliciting the sale of goods or services, if such panhandling, soliciting or begging is done in an aggressive manner;~~

~~(3) — Panhandle, solicit or beg in an aggressive manner on private property if the owner, tenant or lawful occupant has asked the person not to solicit on the property, or has posted a sign~~

~~clearly indicating that solicitations are not welcome on the property;~~

- ~~(4) Panhandle, solicit or beg on any sidewalk, highway, street, roadway, right of way, parking lot, park, or other public or semi-public area or in any building lobby, entranceway, plaza or common area in the prohibited public area. The city manager shall post signs in such area advising the public of this prohibition;~~
- ~~(5) Panhandle, solicit or beg within twenty (20) feet of the entrance to any financial institution or any automatic teller machine;~~
- ~~(6) Panhandle, solicit or beg within twenty (20) feet of any parking meters or parking pay stations;~~
- ~~(7) Panhandle, solicit or beg at any lawfully permitted outdoor dining area or lawfully permitted outdoor merchandise area, provided such areas are in active use at the time;~~
- ~~(8) Panhandle, solicit or beg at any transit stop or taxi stand or in a public transit vehicle;~~
- ~~(9) Panhandle, solicit or beg while the person or persons being solicited is standing in line waiting to be admitted to a commercial establishment;~~
- ~~(10) Panhandle, solicit or beg by touching the person or persons being solicited without that person's consent;~~
- ~~(11) Panhandle, solicit or beg by blocking the path of the person or persons being solicited or blocking the entrance or exit to any building or vehicle;~~
- ~~(12) Panhandle, solicit or beg with the use of profane or abusive language during the solicitation or following an unsuccessful solicitation;~~
- ~~(13) Panhandle, solicit or beg by or with the use of any gesture or act intended to cause a reasonable person to be fearful of the solicitor or feel compelled to accede to the solicitation;~~
- ~~(14) Panhandle, solicit or beg while under the influence of alcohol or after having illegally used any controlled substance, as defined in the Chapter 893 of the Florida Criminal Statutes; or~~
- ~~(15) Panhandle, solicit or beg after dark.~~



~~(c) — *Exception.* This law is not intended to limit any person from exercising his or her constitutional rights or engaging in any other constitutionally protected activity unless their conduct also violates the specific terms of this section. Rather, it is the intent of this section to protect citizens from the fear and intimidation accompanying panhandling, soliciting or begging in an aggressive manner, as prohibited herein, and to promote the health, safety and welfare of the citizens and visitors of St. Augustine.~~

~~(d) — *Penalty.* Offenses under this section shall be punishable as provided by section 1-8 of this Code.~~

~~(e) — *[Supplemental provisions.]* This section is not intended to replace or supersede any other ordinance or statute, but shall instead be supplemental to such ordinance or statute.~~

Section 2. Creating Chapter 18, Article I, Section 18-8. Chapter 18, Article I, Section 18-8 of the Code of the City of St. Augustine is hereby created to read as follows,

## **Chapter 18 - MISCELLANEOUS PROVISIONS AND OFFENSES**

### **ARTICLE I. - IN GENERAL**

#### **Sec. 18-8. - Begging, panhandling and solicitation.**

*(a) Intent.*

The purpose and intent of this article is to recognize the constitutional right of persons to solicit, including but not limited to beg and panhandle, in a peaceful and non-threatening manner; however, an increase in aggressive panhandling and begging throughout the City has become extremely disturbing and disruptive to residents and businesses, and has contributed not only to the loss of access to and enjoyment of public places but also to an enhanced sense of fear, intimidation, and disorder. Aggressive panhandling and begging usually includes approaching or following pedestrians, repetitive requests for donations of money despite refusals, the use of abusive or profane language, unwanted physical contact, and the intentional, or as incident to the aggressive panhandling and begging, blocking of pedestrian and vehicular traffic. Additionally, the

presence of panhandlers and beggars, who request money from persons in specific public areas such as outdoor cafes, automated teller machines, entrances and exits from buildings, and while standing in line to enter an event or a building, is especially troublesome because persons cannot readily escape from the undesired conduct, which often carries with it an implicit threat to both persons and property as well as incidental to the panhandling and begging activities the imperiling of the health, safety and welfare of the citizens of and visitors to St. Augustine by, among other things, blockage of ingress and egress from and into commercial businesses adjacent to public rights of way.

This article is not intended to limit any persons from exercising their constitutional right to solicit, including but not limited to beg, panhandle or solicit funds, picket, protest, or engage in any other constitutionally protected activity, when conducted in a legal manner. The goal of this article is instead to ensure the foregoing constitutional rights while through regulation acting to protect citizens from the fear and intimidation accompanying certain kinds of panhandling and begging that have become an unwelcome and overwhelming presence in the City by prohibiting aggressive panhandling and begging throughout the City and by regulating through time, place, and manner ordinance provisions regulating panhandling and begging in certain public places, based upon the foregoing significant important and substantial governmental interests set forth in the predicate clauses and an overriding compelling governmental interest to protect the health, safety and welfare of the citizens of St. Augustine and visitors from the adverse secondary effects of solicitation , including panhandling and begging, in public areas. The restrictions contained in this article are neither overbroad nor vague and are narrowly tailored to serve a substantial governmental interest, and preserve ample alternative areas for the valid exercise of constitutional rights of solicitation which they do as set forth more particularly herein.

Further, even if such regulations were to be deemed to trigger strict scrutiny, the blockage of ingress and egress into and from commercial businesses and other public areas as well as the impedance of pedestrian walkways and other public rights of way implicates the compelling governmental interest of St. Augustine in protecting the health, safety and welfare of its citizenry and visitors in preserving police and fire department access to such rights of way in order to save lives.

(b) *Definitions.*

For purposes of this article, the following words and phrases shall have the meanings ascribed to them as follows:

(1) *After dark* means from one half hour after sunset until one-half hour before sunrise. The times of sunset and sunrise will be established by the times listed in any local publication of general distribution.

(2) *Aggressive panhandling or begging* means:

a. To approach or speak to a person and demand, request or beg for money or a donation of valuable property in such a manner as would cause a reasonable person to believe that the person is being threatened with imminent bodily injury or the commission of a criminal act upon the person approached or another person in the solicited person's company, or upon property in the person's immediate possession (for example, placing oneself within 2 feet of a solicited person and/or using abusive or profane language in a loud voice while demanding or requesting money);  
or

b. To maintain contact with a solicited person and continue demanding, requesting or begging for money or a donation of valuable property after the solicited person has made a negative response to an initial demand or request for money or a donation (for example, walking in front of, next to, or behind a solicited person while continuing to demand, request or beg for money from that person after that person has refused to donate or give money);  
or

c. To obstruct, block or impede, either individually or as part of a group of persons, the passage or free movement of a solicited person or a person in the company of a solicited person, including persons on foot, on bicycles, in wheelchairs or operating motor vehicles or persons attempting to enter or exit motor vehicles (for example, walking, standing, sitting, laying, or placing an object in such a manner as to block passage of another person or vehicle, or to require another person or driver of a vehicle to take evasive action to avoid physical contact);  
or

- d. To touch or cause physical contact to a solicited person or a person in the company of a solicited person, or to touch any vehicle occupied by a solicited person or by a person in the company of the solicited person, without the person's express consent;

or

- e. To engage in conduct that would reasonably be construed as intended to intimidate, compel or force a solicited person to accede to demands.

(3) *Panhandle or beg* means any demand or request made in person for an immediate donation of money or some other article of value from another person for the use of one's self or others, including but not limited for a charitable or sponsor purpose or that will benefit a charitable organization or sponsor. As used in this article, the word "solicit" and its forms is included in this definition. A solicitation is considered as having taken place regardless of whether the person making the solicitation received any contribution. Any purchase of an item for an amount far exceeding its value, under circumstances where a reasonable person would understand that the purchase is in substance a donation, constitutes a donation as contemplated in this definition.

(4) *Prohibited areas for solicitation including but not limited to panhandling and begging* means the following locations throughout the City in which it is unlawful to engage in solicitation, including but not limited to panhandling or begging, when either the panhandler or beggar or the person being panhandled is located in, on or at the following locations:

- a. Within twenty (20) feet, in any direction, from any entrance or exit of commercially zoned property;
- b. Within twenty (20) feet, in any direction, of any bus or trolley stop or any public transportation facility;
- c. Within twenty (20) feet, in any direction, of an automated teller machine or any electronic information processing device which accepts or dispenses cash in connection with a credit, deposit or convenience account with a financial institution;



- d. Within twenty (20) feet, in any direction, of any parking lot, parking garage, parking meter or parking pay station owned or operated by the City;
- e. Within twenty (20) feet, in any direction, of any public restroom owned and operated by a governmental agency;
- f. Within one hundred (100) feet, in any direction, of any daycare or school, including pre-kindergarten through grade 12.

(c) *Prohibited Conduct, Proximity and Location Restrictions.*

- (1) It shall be unlawful for any person to engage in aggressive panhandling or begging on any sidewalk, highway, street, roadway, right-of-way, parking lot, park, or other public or semi-public area or in any public building lobby, entranceway, plaza or common area, public forum or limited public forum within the city limits of the City of St. Augustine.
- (2) It shall be unlawful for any person to engage in aggressive panhandling or begging on private property if the owner, tenant or lawful occupant has asked the person not to solicit on the property, or has posted a sign clearly indicating that solicitations are not welcome on the property.
- (3) It shall be unlawful for any person to engage in solicitation, including but not limited to panhandling or begging, when either the person engaged in the solicitation, including but not limited to the panhandler or beggar or the person being panhandled, is located in, on or at the following locations:
  - a. Within twenty (20) feet, in any direction, from any entrance or exit of commercially zoned property;
  - b. Within twenty (20) feet, in any direction, of any bus or trolley stop or any public transportation facility;
  - c. Within twenty (20) feet, in any direction, of an automated teller machine or any electronic information processing device which accepts or dispenses cash in connection with a credit, deposit or convenience account with a financial institution;

- d. Within twenty (20) feet, in any direction, of any parking lot, parking garage, parking meter or parking pay station owned or operated by the City;
  - e. Within twenty (20) feet, in any direction, of any public restroom owned and operated by a governmental agency;
  - f. Within one hundred (100) feet, in any direction, of any daycare or school, including pre-kindergarten through grade 12.
- (4) It shall be unlawful for any person to engage in the following prohibit conduct:
- a. Approach an operator or other occupant of a motor vehicle for the purpose of panhandling, soliciting or begging, or offering to perform a service in connection with such vehicle, or otherwise soliciting the sale of goods or services, if such panhandling, soliciting or begging is done in an aggressive manner;
  - b. Panhandle, solicit or beg at any lawfully permitted outdoor dining area or lawfully permitted outdoor merchandise area, provided such areas are in active use at the time;
  - c. Panhandle, solicit or beg at any transit stop or taxi stand or in a public transit vehicle;
  - d. Panhandle, solicit or beg while the person or persons being solicited is standing in line waiting to be admitted to a commercial establishment
  - e. Panhandle, solicit or beg by touching the person or persons being solicited without that person's consent
  - f. Panhandle, solicit or beg with the use of profane or abusive language during the solicitation or following an unsuccessful solicitation;
  - g. Panhandle, solicit or beg by or with the use of any gesture or act intended to cause a reasonable person to be fearful of the solicitor or feel compelled to accede to the solicitation
  - h. Panhandle, solicit or beg while under the influence of alcohol or after having illegally used any controlled substance, as defined in the Chapter 893 of the Florida Criminal Statutes; or
  - i. Panhandle, solicit or beg after dark

(d) *Penalty.*

Any person found guilty of violating the provisions of this section shall be punished in the manner prescribed in Section 1-8 of this Code.

Section 3. Inclusion in Code. The City Commission intends that the provisions of this Ordinance shall become and shall be made part of the Code of the City of St. Augustine, that the sections of this Ordinance may be re-numbered or re-lettered and that the word ordinance may be changed to section, article or other such appropriate word or phrase in order to accomplish such intentions.

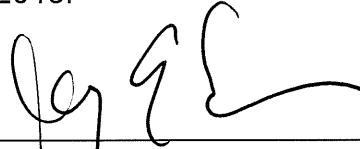
Section 4. Conflict with Other Ordinances. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 5. Severance of Invalid Provisions. In the event that any section, subsection, sentence, clause, phrase, word, term or provision of this Ordinance shall be held by a court of competent jurisdiction to be partially or wholly invalid, unconstitutional or unenforceable or involved for any reason whatsoever, any such invalidity, unconstitutionality, illegality, or unenforceability shall not affect any of the other or remaining terms, provisions, clauses, sentences, or sections of this Ordinance, and this Ordinance shall be read and/or applied as if the invalid, unconstitutional, illegal, or unenforceable section, subsection, sentence, clause, phrase, word, term or provision did not exist.

Section 6. Effective Date. This Ordinance shall become effective ten (10) days after passage, pursuant to § 166.041(4), Florida Statutes.

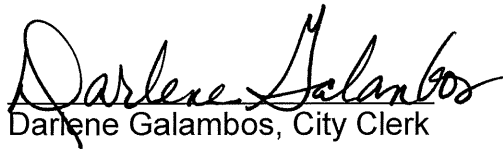
**PASSED** by the City Commission of the City of St. Augustine, Florida, this

26<sup>th</sup> day of March, 2018.



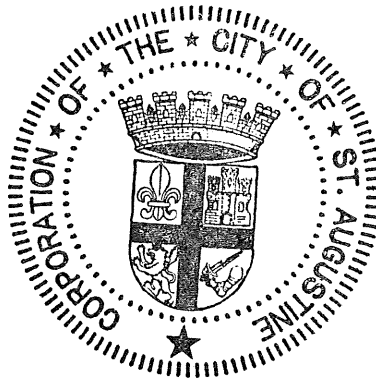
Nancy E. Shaver, Mayor-Commissioner

ATTEST:



Darlene Galambos, City Clerk

(SEAL)





THE ST. AUGUSTINE RECORD  
Affidavit of Publication

CITY OF ST AUGUSTINE  
PO BOX 210  
SAINT AUGUSTINE, FL 32085

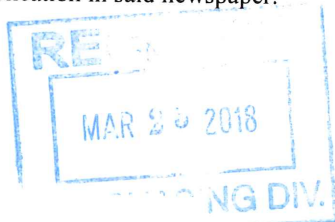
ACCT: 15560  
AD# 0003018186-01  
PO# 001.51220.53490

PUBLISHED EVERY MORNING SUNDAY THROUGH SATURDAY  
ST. AUGUSTINE AND ST. JOHNS COUNTY, FLORIDA

STATE OF FLORIDA  
COUNTY OF ST. JOHNS

Before the undersigned authority personally appeared JAMIE WILLIAMS who on oath says he/she is an Employee of the St. Augustine Record, a daily newspaper published at St. Augustine in St. Johns County, Florida; that the attached copy of advertisement being a **NOTICE OF HEARING** in the matter of **2 READ ORD 2018-06** was published in said newspaper on **03/16/2018**.

Affiant further says that the St. Augustine Record is a newspaper published at St. Augustine, in St. Johns County, Florida, and that the said newspaper heretofore has been continuously published in said St. Johns County, Florida each day and has been entered as second class mail matter at the post office in the City of St. Augustine, in said St. Johns County, Florida for a period of one year preceding the first publication of the attached copy of advertisement; and affiant further says the he/she has neither paid nor promised any person, firm or corporation any discount, rebate, commission, or refund for the purpose of securing this advertisement for publication in said newspaper.



**NOTICE OF PROPOSED ENACTMENT OF ORDINANCE 2018-06 BY THE CITY OF ST. AUGUSTINE, FLORIDA**

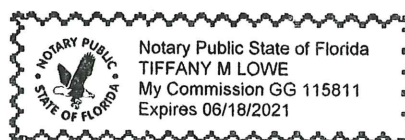
NOTICE IS HEREBY GIVEN OF A PUBLIC HEARING TO BE HELD BY THE CITY COMMISSION OF THE CITY OF ST. AUGUSTINE CONCERNING THE SECOND READING OF ORDINANCE 2018-06. THE PUBLIC HEARING WILL BE HELD DURING THE REGULAR CITY COMMISSION MEETING ON MONDAY, MARCH 26, 2018, BEGINNING AT 5:00 P.M., IN THE ALCAZAR ROOM, 1ST FLOOR, WEST WING, CITY HALL, 75 KING STREET, ST. AUGUSTINE, FLORIDA. PUBLIC COMMENTS ARE INVITED ON THE FOLLOWING MATTER:

**ORDINANCE NO. 2018-06**  
AN ORDINANCE OF THE CITY OF ST. AUGUSTINE, FLORIDA, REPEALING AND REPLACING SECTION 18-8 OF THE CODE OF THE CITY OF ST. AUGUSTINE; PROVIDING FOR FINDINGS AND INTENT; PROVIDING FOR DEFINITIONS; PROVIDING FOR PROHIBITED CONDUCT, PROXIMITY AND LOCATION RESTRICTIONS FOR SOLICITATION, PAN-HANDLING OR BEGGING; PROVIDING FOR PENALTIES; PROVIDING FOR INCLUSION IN THE CODE OF THE CITY OF ST. AUGUSTINE; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERANCE OF INVALID PROVISIONS; AND PROVIDING FOR AN EFFECTIVE DATE.

Related documents may be inspected by the public at the Public Works, Lobby B, 4th Floor or the City Clerk's Office, City Hall, Lobby B, 2nd Floor, 75 King Street, St. Augustine, FL 32084, during the hours of 8:00 A.M. and 5:00 P.M. except weekends and holidays. In accordance with Florida Statute 286.0105; "If any person decides to appeal any decision made by the City Commission with respect to any matter considered at this scheduled meeting or hearing, the person will need a record of the proceedings, and for such purpose the person may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based." In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the individual or agency sending notice not later than seven days prior to the proceeding at the address given on notice. Telephone: City Clerk (904)825-1007; or 1-800-955-8771 (TDD) or 1-800-955-8770 (V), via Florida Relay Service.  
0003018186 March 16, 2018

Sworn to and subscribed before me this \_\_\_\_\_ day of **MAR 16 2018**

by Jamie Williams who is personally known to me  
or who has produced as identification



Tiffany M. Lowe  
(Signature of Notary Public)

(Seal)