

ORDINANCE NO. D-16

AN ORDINANCE PROHIBITING LOITERING WITHIN  
THE TOWN OF GREENWOOD AND PRESCRIBING  
PENALTIES FOR VIOLATIONS THEREOF

BE IT ORDAINED by the Town Council of the Town of Greenwood, in Council met,  
in the following manner, to-wit:

Section 1. No person shall loiter, as hereinafter defined, within the confines of the  
Town of Greenwood.

Section 2. A person is guilty of loitering when:

(1) He or she fails or refuses to move on when lawfully ordered to do so  
by any police officer; or

(2) He or she stands, sits idling or loiters upon any pavement, sidewalk,  
or crosswalk, or stands or sits in a group, or congregates with others, on any pavement, sidewalk,  
crosswalk, or doorstep, in any street or way open to the public in this Town so as to obstruct or  
hinder the free and convenient passage of persons walking, riding or driving over or along such  
pavement, walk, street or way, and shall fail to make way, remove or pass, after reasonable  
request from any person; or

(3) He or she loiters or remains in or about a school building or grounds,  
not having reason or relationship involving custody of or responsibility for a pupil or any other

specific or legitimate reason for being there, unless he or she has written permission from the principal; or

(4) He or she loiters, remains, or wanders about in a public place for the purpose of begging; or

(5) He or she loiters or remains in a public place for the purpose of engaging or soliciting another person to engage in sexual intercourse or deviate sexual intercourse; or

(6) He or she loiters or prowls in a place, at a time, or in a manner not usual for law-abiding individuals under circumstances that warrant alarm for the safety of persons or property in the vicinity. Unless flight by the accused or other circumstances make it impracticable, a peace officer shall, prior to any arrest for an offense under this subsection, afford the accused an opportunity to dispel any alarm which would otherwise be warranted, by requesting such person to identify himself or herself and to explain his or her presence and conduct. No person shall be convicted of an offense under this subsection if the peace officer did not comply with the preceding sentence, or if it appears that the explanation given by the accused was true and, if believed by the peace officer at the time, would have dispelled the alarm.

Section 3. Any person or persons found guilty of any provision, part or section of this ordinance shall be fined not less than FIFTY DOLLARS (\$50.00) NOR MORE THAN two

hundred dollars (\$200.00), or IMPRISONED for a period of not more than THIRTY (30) days, or both, and shall also pay the costs of prosecution.

Approved this 7<sup>th</sup> day of February, 1995.

  
\_\_\_\_\_, Mayor

ATTEST:  (SEAL)  
\_\_\_\_\_, Secretary of Council