

95.715. Sidewalk Use During Certain Hours

(a) Definitions. Unless the context specifically requires otherwise, as used in this section, the following words and phrases mean:

(1) “Public Sidewalk” means the area lying between the street and the abutting property, including any pedestrian way and landscape strip.

(2) “Street” means any public right-of-way that is open to the public, used, or intended to be used, by vehicular traffic.

(b) It shall be unlawful for any person to sit or lie down upon a public sidewalk, or upon a blanket, chair, stool, or any other object placed upon a public sidewalk, during the hours of between 7:00 a.m. and 9:00 p.m.

(c) The prohibitions in subsection (b) shall not apply to any person:

(1) Sitting or lying down on a public sidewalk due to a medical emergency;

(2) Who, as the result of a physical disability, is using a wheelchair, walker, or similar movement-supporting device for mobility purposes;

(3) Who is a child in a stroller or similar movement-supporting device;

(4) Operating or patronizing a business conducted upon a public sidewalk in conformance with applicable law;

(5) Participating in or attending a parade, festival, performance, rally, demonstration, meeting or similar event conducted on the public sidewalk pursuant to and in accordance with applicable law;

(6) Sitting on a fixed chair or bench located on the public sidewalk;

(7) Sitting on a public sidewalk at a marked bus stop while waiting for public or private transportation; or

(8) Performing a City approved or permitted activity.

(d) Nothing in this section shall be construed to permit conduct that is prohibited by SRC 95.700 “Pedestrian Interference.”

(e) No person shall be cited under this section unless the person engages in conduct prohibited by this section after having been notified by a peace officer that the conduct violates this section.

95.990 – Violations.

(a) Violation of SRC 95.010, 95.025, 95.200, 95.210, 95.220, 95.300, 95.340, 95.610, 95.640, 95.710, 95.715, 95.720, or 95.730 is an infraction.