

ORDINANCE 17,610

AN ORDINANCE REPEALING SECTION 110 OF ARTICLE VI OF CHAPTER 20 OF THE CODE OF THE CITY OF PEORIA RELATING TO PANHANDLING

WHEREAS, the City of Peoria is a home rule municipality pursuant to Article VII, Section 6 of the Illinois Constitution of 1970; and

WHEREAS, on October 7, 2003, the City adopted Ordinance No. 15537 regulating panhandling; and

WHEREAS, on August 17, 2018 the federal court for the Central District of Illinois ruled that there can be no express prohibition on “handling” as to do so would violate the First Amendment (*Norton v. City of Springfield*, 2018 WL 3964800 (C.D.II.2018));

WHEREAS, the City Council of the City of Peoria, Illinois, desires to update the Code of the City of Peoria to be fully compliant with the decision in *Norton v. City of Springfield* that expanded free speech protections for panhandlers by repealing Section 110 of Article IV of Chapter 20 of the City Code;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PEORIA, ILLINOIS, as follows:

Section 1: Section 110 (Panhandling) of Article VI of Chapter 20 of the Code of the City of Peoria is repealed in its entirety.

Section 2. This Ordinance shall be in full force and effect immediately after its passage and publication in pamphlet form.

PASSED BY THE CITY COUNCIL OF THE CITY OF PEORIA, ILLINOIS
this 11th day of September, 2018.

APPROVED:
/s/ James E. Ardis, III
Mayor

ATTEST:
/s/ Beth Ball
City Clerk

EXAMINED AND APPROVED:
/s/ Donald B. Leist
Corporation Counsel