

ORDINANCE NO. 025-39

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, REPEALING ORDINANCE NO. 022-66, ORDINANCE NO. 022-67, AND ORDINANCE NO. 023-04.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF GLENDALE as follows:

SECTION 1. That the Glendale City Council repeals Ordinance No. 022-66, which was previously passed, adopted, and approved on October 11, 2022, and amended Glendale City Code Chapter 24 (Motor Vehicles and Traffic), Article XII (Pedestrian's Duties), Section 24-161 (Pedestrians crossing or stopping in roadway). Therefore, Glendale City Code Chapter 24 (Motor Vehicles and Traffic), Article XII (Pedestrian's Duties), Section 24-161 (Pedestrians crossing or stopping in roadway) returns to its previous version passed, adopted, and approved on November 26, 1985 in Ordinance No. 1392, § 2, and shall read as follows:

Sec. 24-161. - Prohibited Crossing. ~~Pedestrians crossing or stopping in roadway.~~

(a) No pedestrian shall cross a roadway other than in a crosswalk in any business district.

~~(b) No pedestrian may stop or remain in the portion of the roadway designed for vehicular use or in any painted or raised traffic island or median not designated for use by pedestrians except to wait to cross the roadway at the next pedestrian signal, when traffic has stopped, cleared or yielded.~~

~~(c) Before any pedestrian is cited for a civil violation of this section, the pedestrian must be given a warning by an enforcement officer of the city. The first violation of this section after a warning is given is a civil traffic offense and a second or any subsequent violation of this section is a Class 1 misdemeanor.~~

(Ord. No. 1392, § 2, 11-26-85; ~~Ord. No. 022-66, § 1, 10-11-22~~)

SECTION 2. That the Glendale City Council repeals Ordinance No. 022-67, which was previously passed, adopted, and approved on October 11, 2022, and amended Glendale City Code Chapter 26 (Offenses-Miscellaneous), Article IV (Offenses Against Public Decency and Morals), Division 1 (Generally), Section 26-74 (Prohibited Solicitation; prohibited acts; violations). The Glendale City Council also repeals Ordinance No. 023-04, which was previously passed, adopted, and approved on February 14, 2023, and amended Glendale City Code Chapter 26 (Offenses-Miscellaneous), Article IV (Offenses Against Public Decency and Morals), Division 1 (Generally), Section 26-74 (Prohibited Solicitation; prohibited acts; violations). Therefore, Glendale City Code Chapter 26 (Offenses-Miscellaneous), Article IV (Offenses Against Public Decency and Morals),

Division 1 (Generally), Section 26-74 (Prohibited Solicitation; prohibited acts; violations) shall now read as follows:

Sec. 26-74. - Reserved. ~~Prohibited solicitation; definitions.~~

~~(a) It shall be unlawful for any person to solicit money or other items of value, or to solicit the sale of goods or services:~~

~~(1) In an aggressive manner in any public area;~~

~~(2) In any public transportation vehicle, or bus station or stop;~~

~~(3) Within fifty (50) feet of any entrance or exit of any financial institution or check cashing business or within fifty (50) feet of any automated teller machine or check cashing business without the consent of the owner or other person legally in possession of such facilities. Provided, however, that when an automated teller machine is located within an automated teller machine facility, such distance shall be measured from the entrance, exit or outside boundary of the automated teller machine facility;~~

~~(4) 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;~~

~~(5) Within twenty-five (25) feet of the entrance and/or exit of any commercial business or privately owned establishment.~~

~~(6) From any operator of a motor vehicle that is in traffic on a public street or stopped for a traffic control device or stop sign on a public street, regardless of whether in exchange for cleaning the vehicle's windows, or for blocking, occupying, or reserving a public parking space, or directing the occupant to a public parking space or even if no services are received in exchange for responding to the solicitation; provided, however, that this paragraph shall not apply to services rendered in connection with emergency repairs requested by the operator or passenger of such vehicle.~~

~~(b) Any violation of this section is a civil violation for a first offense and a Class 1 misdemeanor for any subsequent offense(s) in a twelve (12) month period.~~

~~[(c)Definitions.] For purposes of section 26-74:~~

~~*Aggressive manner* means and includes:~~

~~Intentionally or recklessly making any physical contact with or touching another person or the person's property in the course of the solicitation without the person's consent,~~

~~Following the person being solicited, if that conduct is: (i) intended to or is likely to cause a reasonable person to fear imminent bodily harm or the commission of a criminal act upon property in the person's possession; or (ii) is intended to or is reasonably likely to intimidate the person being solicited into responding affirmatively to the solicitation;~~

~~Continuing to solicit within five (5) feet of the person being solicited after the person has made a negative response, if continuing the solicitation is: (i) intended to or is likely to cause a reasonable person to fear imminent bodily harm or the commission of a criminal act upon property in the person's possession; or (ii) is intended to or is reasonably likely to intimidate the person being solicited into responding affirmatively to the solicitation;~~

~~Intentionally or recklessly blocking the safe or free passage of the person being solicited or requiring the person, or the driver of a vehicle, to take evasive action to avoid physical contact with the person making the solicitation. There shall be: (i) a rebuttable presumption that placing items of personal property on a sidewalk resulting in less than three feet of walking space is done with the intent to block passage on the sidewalk; (ii) a rebuttable presumption that engaging in solicitation in the designated traffic lane of a public roadway or on a median between designated travel lanes of a public roadway is done with the intent to block passage on the roadway. Acts authorized as an exercise of one's constitutional right to picket or legally protest, shall not constitute obstruction of pedestrian or vehicular traffic;~~

~~Intentionally or recklessly using obscene or abusive language or gestures: (i) intended to or likely to cause a reasonable person to fear imminent bodily harm or the commission of a criminal act upon property in the person's possession; or (ii) words intended to or reasonably likely to intimidate the person into responding affirmatively to the solicitation, or~~

~~Approaching the person being solicited in a manner that: (i) is intended to or is likely to cause a reasonable person to fear imminent bodily harm or the commission of a criminal act upon property in the person's possession; or (ii) is intended to or is reasonably likely to intimidate the person being solicited into responding affirmatively to the solicited.~~

~~*Automated teller machine:* A device, linked to a financial institution's account records, which is able to carry out transactions, including, but not limited to: account transfers, deposits, cash withdrawals, balance inquiries, and mortgage and loan payments. An automated teller machine regardless of whether it is located at a financial institution shall be included within this definition.~~

~~*Automated teller machine facility:* The area comprised of one or more automatic teller machines, and any adjacent space which is made available to financial institution customers after regular inside counter hours. It shall be presumed that any automobile parking space within fifty (50) feet of an automated teller machine is part of the automated teller machine facility to provide access to financial institution customers.~~

~~*Check cashing business:* Any person duly licensed by the State of Arizona to engage in the business of cashing checks, drafts or money orders for consideration pursuant to the provisions of the laws pertaining to financial services.~~

~~*Financial institution:* Any person, entity or corporation engaged in the banking business as defined in A.R.S. § 6-201, including but not limited to national bank associations, regardless of whether their home office is located in this state, banks holding a banking permit issued by the state of Arizona, credit unions or savings and loan associations.~~

~~*Public area:* An area to which the public or a substantial group of persons has access, and includes, but is not limited to, alleys, bridges, buildings, driveways, parking lots, parks playgrounds, plazas, sidewalks, and streets open to the general public, and the doorways and entrances to buildings and dwellings, and the grounds enclosing them.~~

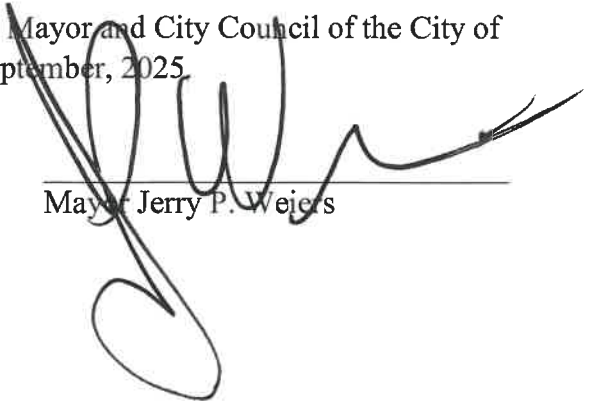
~~*Solicit:* To request an immediate donation or transfer of money or other thing of value from another person, regardless of the solicitor's purpose or intended use of the money or other thing of value. The solicitation may be, without limitation, by spoken, written, or printed word, or by other means of communication.~~

~~(Ord. No. 022-67, § 1, 10-11-22; Ord. No. 023-04, § 1, 2-14-23)~~

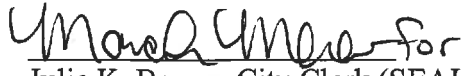
SECTION 3. That provisions of this ordinance shall become effective thirty (30) days after the passage of this ordinance by Glendale City Council.

(Signatures on the following page)

PASSED, ADOPTED AND APPROVED by the Mayor and City Council of the City of Glendale, Maricopa County, Arizona, this 9th day of September, 2025.



Mayor Jerry P. Weiers



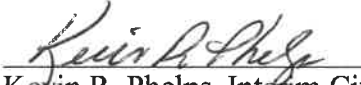
Julie K. Bower, City Clerk (SEAL)

APPROVED AS TO FORM:



Michael D. Bailey, City Attorney

REVIEWED BY:



Kevin R. Phelps, Interim City Manager