

MOTION TO AMEND ORDINANCE 24-033-O (A)

BY COUNCILOR MAYOU AND COUNCILOR AWAL:

We move to amend Ordinance 24-0233-O (A) as follows:

The city of Duluth does ordain:

Section 1: That Article I, Section 45-1 of Chapter 45 of the Duluth City Code is hereby amended as follows:

Sec. 45-1. Assemblages blocking passage of streets and sidewalks prohibited.

No group or company of persons shall assemble together on any highway or sidewalk so as to obstruct the free passage thereof without a permit as provided in Article V of this Chapter.

“Obstruct” as used in this section is defined as a complete obstruction such that no pedestrian or vehicular traffic is able to flow through the assemblage.

A violation of this Section is a misdemeanor offense for which a sentence of not more than 90 days or a \$1000 fine, or both, may be imposed.

Section 2. That this ordinance shall take effect and be in force 30 days from and after its passage and publication

STATEMENT OF PURPOSE: This ordinance amends Article I, Section 45-1 of Chapter 45 ~~to~~ provide for a misdemeanor offense for blocking passage on streets and sidewalks to define “obstruct” and clarify permit requirements. A failure to have a permit will result in an ordinance violation and not a misdemeanor penalty to protect members of the labor community and community members engaging in acts of protest in accordance with the First Amendment of the United States Constitution.