

**AN ORDINANCE OF THE COUNCIL  
FOR THE TOWN OF ABINGDON, VIRGINIA TO ADD  
Code, Chapter 50 – OFFENSES AND MISCELLANEOUS PROVISIONS  
Loitering Section 50-10**

**WHEREAS**, pursuant to Virginia Code § 15.2-926, localities may regulate loitering; and

**WHEREAS**, Town Council wishes to adopt an ordinance regulating these activities;

**NOW, THEREFORE BE IT ORDAINED** by the council of the Town of Abingdon that:

1. Should any section or provision of this ordinance be decided to be invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity or constitutionality of any other section or provision of this ordinance or the Code of the Town of Abingdon, Virginia; and

**BE IT FURTHER ORDAINED**, that *Code, Chapter 50 – OFFENSES AND MISCELLANEOUS PROVISIONS, Loitering, Section 50-10*, be added to read as follows:

**Loitering.**

(a) Purpose. The purpose of this section is to ensure the free passage of pedestrians and vehicles on the public rights-of-way, to ensure free access to public places and to prevent activities that threaten the public safety or threaten a breach of the peace.

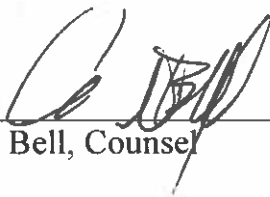
(b) Definitions. The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them in this subsection, except where the context clearly indicates a different meaning:

Loiter means to stand around or remain at, to sit or lie upon, or to park or remain parked in a motor vehicle at any public place or any place open to the public and to engage in any conduct prohibited under this section. The term "loiter" also means to collect, gather, congregate, or be a member of a group or a crowd of people who are gathered together in any public place or any place open to the public and to engage in any conduct prohibited under this law.

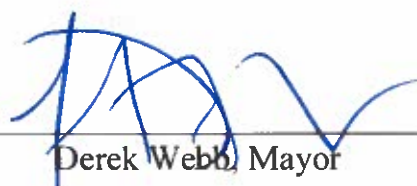
Place open to the public means any place open to the public or any place to which the public is invited or may reasonably expect to be invited, and in, on, or around any privately owned place of business, private parking lot, or private institution,

**CERTIFICATE**

Pursuant to Section 2-100 of the Code of the Town of Abingdon, Virginia, I hereby certify that I have reviewed the foregoing proposed ordinance to Code, Loitering and Obstructing Free Passage of Others, Section 50-10, and find it to be in correct form, as set forth above, this 3 day of October 2022.

  
\_\_\_\_\_  
Cameron Bell, Counsel

This ordinance was adopted on October 3, 2022, to take effect on October 3, 2022

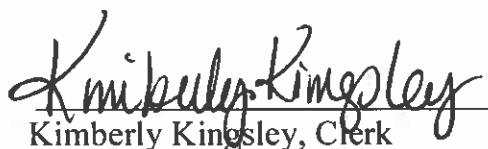
  
\_\_\_\_\_  
Derek Webb, Mayor

The undersigned Clerk of the Town of Abingdon, Virginia (the "Town"), hereby certifies that the foregoing constitutes a true and correct copy of an ordinance duly adopted at a meeting of the Council held on October 3, 2022. I hereby certify that such meeting was a regularly scheduled meeting and that, during the consideration of the foregoing ordinance, a quorum was present. I further certify that the minutes of meeting was a regularly scheduled meeting and that, during the consideration of the foregoing ordinance, a quorum was present. I further certify that the minutes of such meeting reflect the attendance of the members and the voting on the foregoing ordinance was as follows:

MEMBERS	ATTENDANCE	VOTE
Derek Webb, Mayor	Yes	Aye
Donna Quetsch, Vice Mayor	Yes	Aye
Amanda Pillion	Yes	Aye
Dwyane Anderson	Yes	Aye
Mike Owens	Yes	Aye

WITNESS MY HAND and the seal of the Town of Abingdon as of Oct 3, 2022.

(SEAL)

  
\_\_\_\_\_  
Kimberly Kingsley, Clerk