

AN ORDINANCE

AMENDING: Marietta City Code Section 10-4-010, Disorderly Conduct Ordinance.

NOW, THEREFORE, BE IT HEREBY ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF MARIETTA, GEORGIA, THAT:

Section 1: Section 10-4-010, Disorderly Conduct Ordinance, shall read:

10-4-010 – Disorderly Conduct.

It is unlawful and disorderly conduct for any person to:

- A. Act in a violent or tumultuous manner toward another, whereby a reasonable person would be placed, in fear of safety for life or limb;
- B. Place the property of another in serious danger of being destroyed or damaged;
- C. Use fighting words directed toward another, who becomes outraged and thus creates a turmoil;
- D. Substantially obstruct or interfere with another's pursuit of a lawful occupation or substantially obstruct or interfere with the intent to obstruct or interfere with another's pursuit of a lawful occupation.
- E. Congregate with others to halt the flow of vehicular or pedestrian traffic and refuse to clear the way when ordered by lawful authority to do so;
- F. Cause, provoke or engage in any fight, brawl, or riotous conduct so as to endanger the life, limb, health, or property of another;
- G. Stand or remain in or about any street, sidewalk, overpass, or public way so as to impede the flow of vehicular or pedestrian traffic, and to fail to clear such street, sidewalk, overpass, or public way after being ordered to do so by a police officer or other lawful authority;
- H. Throw bottles, paper, cans, glass, sticks, stones, missiles, or any other debris on public property;

- I. Be in or about any place where gaming or illegal sale or possession of alcoholic beverages or narcotics or dangerous drugs are practiced, allowed, or tolerated, for the purpose of, or intent to engage in, illegal gaming or the illegal purchase, use, possession or consumption of such illegal drugs, narcotics, or alcohol;
- J. Be in or about any place, alone or with others, with the purpose or, or intent to engage in, any fraudulent scheme, trick, or device to obtain any money or valuable thing or to aid or abet any person doing so;
- K. Disrupt by actions which tend to cause an immediate breach of the peace or the undisturbed activities of any house of worship, hospital, or home for the elderly;
- L. Publicly expose, post, or circulate any lewd, profane, or obscene picture, card, or printing within the City;
- M. Substantially obstruct or interfere with a lawful meeting, gathering, or procession by physical action or verbal utterance, with the intent to prevent or disrupt a lawful meeting, gathering, or procession.
- N. Enter upon the land or premises of another, or in or upon any vehicle, boat or aircraft owned by another, after having received notice from the owner, lawful occupier, lessee, tenant, or any agent thereof, that entry is forbidden. If requested by the owner, lawful occupier, lessee, tenant, or any agent thereof, of the land, premises, vehicle, boat or aircraft, a police officer may give such notice.

Section 2: It is hereby declared to be the intention of this Ordinance that its sections, paragraphs, sentences, clauses and phrases are severable, and if any section, paragraph, sentence, clause or phrase of this Ordinance is declared to be unconstitutional or invalid, it shall not affect any of the remaining sections, paragraphs, sentences, clauses or phrases of this Ordinance.

Section 3: All Ordinances or parts of Ordinances in conflict with this Ordinance are hereby repealed.

Section 4: This Ordinance shall become effective upon the signature or without the signature of the Mayor, subject to Georgia laws 1983, page 4119.

DATE: 1-8-25 APPROVED: R. Steve Tumlin
R. Steve Tumlin, Mayor

ATTEST: Stephanie Guy
Stephanie Guy, City Clerk

Approved as to form: Douglas R. Haynie
Douglas R. Haynie, City Attorney