

**STATE OF GEORGIA****CITY OF MORROW****ORDINANCE NO. 2017-11**

AN ORDINANCE AMENDING SECTION 11-1-1 (“DISORDERLY CONDUCT”), OF ARTICLE A (“MISCELLANEOUS OFFENSES”), OF CHAPTER 1 (“GENERAL PROVISIONS”), OF TITLE 11 (“OFFENSES”), OF THE CODE OF ORDINANCES OF THE CITY OF MORROW; TO PROVIDE FOR SEVERABILITY; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE AN EFFECTIVE DATE; AND TO PROVIDE FOR OTHER LAWFUL PURPOSES.

**WHEREAS**, the duly elected governing authority of the City of Morrow, Georgia (hereinafter the “City”) is the Mayor and Council thereof; and

**WHEREAS**, the governing authority is charged with the protection of the public health, safety, and welfare of the citizens of the City of Morrow; and

**WHEREAS**, the governing authority has determined that it is necessary to amend Section 11-1-1 of Article A, of Chapter 1, of Title 11 of the Code of Ordinances to further protect the public health, safety, and welfare of the citizens of the City of Morrow.

**BE IT, AND IT IS HEREBY ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF MORROW, GEORGIA**, and by the authority thereof:

**Section One.** That Section 11-1-1 (“Disorderly Conduct”), of Article A, (“MISCELLANEOUS OFFENSES”) of Chapter 1 (“General Provisions”), of Title 11 (“Offenses”), of the Code of Ordinances, City of Morrow, Georgia, is hereby deleted in its entirety and replaced with the following text, in lieu thereof, to read and to be codified as follows:

**“Sec. 11-1-1. - Disorderly conduct.**

**(a) It shall be unlawful and disorderly conduct for any person to:**

- (1) Act in a violent or tumultuous manner toward another person whereby such person is placed in reasonable fear of the safety of such person’s life, limb, or health;**
- (2) Act in a violent or tumultuous manner toward another person whereby the property of such person is placed in danger of being damaged or destroyed;**
- (3) Use direct fighting words toward another, that is, words which by their nature tend to incite an immediate breach of the peace or words which as a matter of common knowledge and under ordinary circumstances tend to provoke violate resentment;**
- (4) Violently interfere with another's pursuit of a lawful occupation;**
- (5) 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;**
- (6) Use any type of profane, vulgar, or lewd language in a public place that is offensive to another which threatens an immediate breach of the peace;**
- (7) Urinate, defecate, or release bodily fluids in any public place, or in the halls or elevators of commercial buildings, or on any property open to public view in the city;**
- (8) Recklessly or knowingly commit any act which may reasonably be expected to prevent or disrupt a lawful meeting, gathering, or procession;**
- (9) Obstruct or hinder a code enforcement officer of the City of Morrow by violence, threat of violence, or by fleeing or by any other unlawful means, when such officer has properly identified themselves or is otherwise identifiable as such, and is engaged in the lawful performance of his or her official duties;**
- (10) Communicate, personally, or by telephone or other means of communication, any threats of violence or words tending to cause a breach of the peace to any code enforcement officer of the City of Morrow with the intent of harassing, preventing, or intimidating such officer from the lawful enforcement of the City ordinances.**
- (11) Communicate, personally, or by telephone or other means of communication, any threats of violence or words tending to cause a breach of the peace, to the family of any official, agent, or employee of the City of Morrow with the intent of harassing, threatening, or intimidating such officer from the lawful enforcement of the City ordinances.**
- (12) Give a false name, address or date of birth, or any other information, to code enforcement officers of the City of Morrow in the lawful discharge of his or her official duties with the intent to mislead such officers in any way.”**

**Section Two.** The preamble of this Ordinance shall be considered to be and is hereby incorporated by reference as if fully set out herein.

**Section Three.** This Ordinance shall be codified in a manner consistent with the laws of the State of Georgia and the City.

**Section Four.** (a) It is hereby declared to be the intention of the Mayor and Council that all sections, paragraphs, sentences, clauses and phrases of this Ordinance are or were, upon their enactment, believed by the Mayor and Council to be fully valid, enforceable and constitutional.

(b) It is hereby declared to be the intention of the Mayor and Council that, to the greatest extent allowed by law, each and every section, paragraph, sentence, clause or phrase of this Ordinance is severable from every other section, paragraph, sentence, clause or phrase of this Ordinance. It is hereby further declared to be the intention of the Mayor and Council that, to the greatest extent allowed by law, no section, paragraph, sentence, clause or phrase of this Ordinance is mutually dependent upon any other section, paragraph, sentence, clause or phrase of this Ordinance.

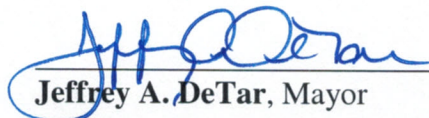
(c) In the event that any phrase, clause, sentence, paragraph or section of this Ordinance shall, for any reason whatsoever, be declared invalid, unconstitutional or otherwise unenforceable by the valid judgment or decree of any court of competent jurisdiction, it is the express intent of the Mayor and Council that such invalidity, unconstitutionality or unenforceability shall, to the greatest extent allowed by law, not render invalid, unconstitutional or otherwise unenforceable any of the remaining phrases, clauses, sentences, paragraphs or sections of the Ordinance and that, to the greatest extent allowed by law, all remaining phrases, clauses, sentences, paragraphs and sections of the Ordinance shall remain valid, constitutional, enforceable, and of full force and effect.

**Section Five.** All Ordinances and parts of Ordinances in conflict herewith are hereby expressly repealed.

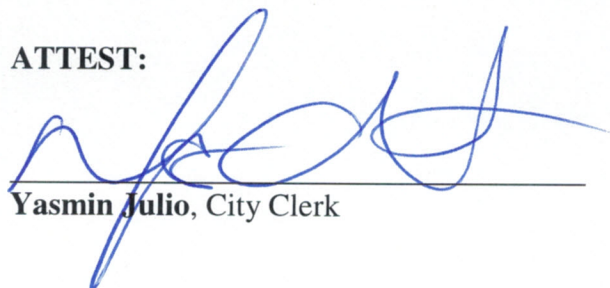
**Section Six.** The effective date of this Ordinance shall be the date of adoption unless otherwise stated herein.

**ORDAINED** this 11th day of July, 2017.

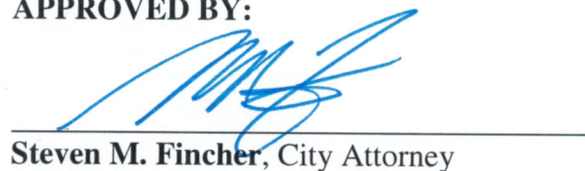
**CITY OF MORROW, GEORGIA**

  
\_\_\_\_\_  
**Jeffrey A. DeTar**, Mayor

**ATTEST:**

  
\_\_\_\_\_  
**Yasmin Julio**, City Clerk

**APPROVED BY:**

  
\_\_\_\_\_  
**Steven M. Fincher**, City Attorney

