

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE AMENDING TITLE 9, OF THE PERRYVILLE MUNICIPAL CODE, BY ADDING CHAPTER 9.25 TO BE ENTITLED “DISPLACEMENT OF TRANSIENT INDIVIDUALS PROHIBITED”, AND REPEALING ALL ORDINANCES IN CONFLICT THEREWITH.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PERRYVILLE, MISSOURI, AS FOLLOWS:

Section 1. That Title 9 of the Perryville Municipal Code, is hereby amended by adding the following chapter:

“Chapter 9.25-DISPLACEMENT OF TRANSIENT INDIVIDUALS

9.25.010 Prohibition.

- A. No person, entity, or agent, whether a government official or private party, shall knowingly cause the displacement of any non-local transient individual within the city limits of Perryville, Missouri, (either directly, or indirectly) by providing, or arranging, one-way transportation and drop off of a person on public property, or private property that is accessible to the public within the city limits of Perryville, Missouri, when the person is being transported from outside of the city limits of Perryville, Missouri and that person lacks a fixed, regular, and adequate nighttime residence.
- B. A person “lacks a fixed, regular, and adequate nighttime residence” within the meaning of this Code when that person:
 1. Has a primary nighttime residence that is a public or private place not meant for habitation; or
 2. Lives in a publicly or privately operated shelter designated to provide temporary living arrangements (including congregate shelters, transitional housing, and hotels and motels paid for by charitable organizations or by federal, state, and local government programs);
 3. Is exiting, or being discharged from any jail, institution, or health care facility, where they have resided for 365 days or less and who resided in an emergency shelter or place not meant for human habitation immediately prior to entering that institution.

- C. The prohibition contained herein shall not be interpreted to prohibit the following authorized activities:
1. Transporting a person to be booked into jail;
 2. Transporting a person to be treated at a hospital or other medical facility under emergency circumstances, or otherwise;
 3. Transporting a person to reside at a shelter, temporary housing, or permanent housing when the officer, agent, or employee has independently verified that the individual being transported has already been accepted to reside at the facility;
 4. Transporting a person to attend a verified appointment with a health care provider, government or non-profit social service provider; or
 5. Transporting a person to attend a verified court hearing.

9.25.020 Violation and Penalty

- A. Punishment for violation of this chapter shall be as set forth in Section 1.16.010 of this Code.
- B. Additionally, the City may seek an injunction preventing a person, entity, or agent, whether a government official or private party who has violated this Chapter on more than one occasion from operating within the city limits of Perryville, Missouri, and the City's reasonable attorney fees in obtaining such an injunction.
- C. The penalties herein may be cumulative and are not exclusive of each other."

Section 2. It is the intent of the Mayor and Board of Aldermen of the City of Perryville, Missouri, and it is hereby ordained that this ordinance shall become and be made a part of the Code of Ordinances of the City of Perryville, Missouri, and that sections of this ordinance may be renumbered to accomplish such intention.

Section 3. If any section, subsection, sentence, clause, phrase, or portion of this ordinance is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

Section 4. That this ordinance shall take effect and be in force from and after its passage and approval.

Section 5. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

FIRST READING: _____.

SECOND READING: _____.

PASSED AND APPROVED this ____ day of _____, 2025, by a vote of _____ ayes, ____ nays, _____ abstentions and _____ absent.

CITY OF PERRYVILLE, MISSOURI

(SEAL)

BY: _____
Mayor

ATTEST:

City Clerk