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1 (h) On private property or residential property, without permission
2 from the owner or occupant[;

3 (i) From or within any street median;

4 (j) Within any traffic lane or within 10 feet from a traffic lane where
5 there is no sidewalk or other access intended for pedestrians;

6 (k) Along any roadway with a speed limit in excess of 35 miles per
7 hour.

8 (l) Within a hundred feet of any Interstate entrance or exit ramp.]

9 (3) Vehicles and vehicular traffic. It shall be unlawful to engage in an
10 act of panhandling at any time of any day:

11 (a) Involving any operator or occupant of a motor vehicle that is in
12 traffic on or entering any street, street intersection, alley or other public
13 passageway in any manner that obstructs the operation of any vehicle by any
14 motorist;

15 (b) Involving any operator or occupant of a motor vehicle on a
16 public street in exchange for blocking, occupying, or reserving a public
17 parking space, or directing the operator or occupant to a public parking
18 space;

19 (c) In exchange for cleaning motor vehicle windows while the
20 vehicle is in traffic on or entering any street, a street intersection, alley or
21 other public passageway; and/or

22 (d) In exchange for protecting, watching, washing, cleaning,
23 repairing, or painting a motor vehicle or bicycle while it is parked on a public
24 street.

25 (4) Aggressive panhandling. It shall be unlawful to engage in an act of
26 aggressive panhandling at any time of any day in any place within the city.”

27 Section 2. SEVERABILITY CLAUSE. If any section, paragraph, sentence,
28 clause, word or phrase of this ordinance is for any reason held to be invalid or
29 unenforceable by any court of competent jurisdiction, such decision shall not
30 affect the validity of the remaining provisions of this ordinance. The Council
31 hereby declares that it would have passed this ordinance and each section,
32 paragraph, sentence, clause, word or phrase thereof irrespective of any
33 provisions being declared unconstitutional or otherwise invalid.

1 **Section 3. COMPILATION.** The amendments set forth in Section 1
2 above shall amend, be incorporated in and made part of the Revised
3 Ordinances of Albuquerque, New Mexico, 1994.

4 **Section 4. EFFECTIVE DATE.** This ordinance shall take effect five days
5 after publication by title and general summary.

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