

ATTACHMENT A

ORDINANCE G-

AN ORDINANCE AMENDING CHAPTER 36, ARTICLE X, SECTION 36-128 RELATING TO CROSSING OR STOPPING IN A ROADWAY TO REMOVE REQUIREMENT THAT PEDESTRIAN RECEIVE A WARNING BEFORE BEING ISSUED A CITATION FOR A CIVIL VIOLATION.

WHEREAS, in May 2014, in response to health and safety concerns, specifically the number of vehicle crashes involving pedestrians with injuries and fatalities, resulting from pedestrians improperly standing or remaining in roadway traffic islands and medians, the Council of the City of Phoenix passed Ordinance G-5960 amending Phoenix City Code Section 36-128 (Crossing a Roadway) to also prohibit a pedestrian from stopping or remaining in a roadway traffic island or median, except for the purpose of legally crossing the roadway, and further designating the first violation a civil traffic offense and the second and all subsequent violations a class 1 misdemeanor. The amendment further required that before any pedestrian is cited for a civil violation, the pedestrian must be given a warning by law enforcement.

WHEREAS, City staff has determined that a warning requirement does not effectively address the health and safety requirements because it is often not possible to ensure that pedestrians are not stopping or remaining in the roadway.

WHEREAS, City staff has recommended amending Section 36-128 to remove the warning requirement to allow law enforcement to address stopping and standing in a median and to further the objective of protecting the health and safety of pedestrians and drivers in the City.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PHOENIX as follows:

SECTION 1. The Phoenix City Code, Chapter 36, Article X, Section 128, is amended to read as follows:

Sec. 36-128. Crossing or stopping in a roadway.

- A. Except in a crosswalk, no pedestrian shall cross a roadway at any place other than by a route at right angles to the curb or by the shortest route to the opposite curb. A pedestrian shall not cross a roadway where prohibited by appropriate signs, markings, devices or by law.
- B. No pedestrian may stop or remain in the portion of the roadway designed for vehicular use or in a painted or raised traffic island or median not designated for use by pedestrians except to wait to cross the roadway at the next pedestrian signal or, in the absence of a pedestrian signal, when traffic has cleared or yielded.
- C. ~~Before any pedestrian is cited for a civil violation of this section, the pedestrian must be given a warning by law enforcement.~~ The first violation of this section ~~after the warning is given~~ is a civil traffic offense and a second and all subsequent violations of this section is a Class 1 misdemeanor.

PASSED by the City Council of the City of Phoenix this 17th day of December 2025.

MAYOR

Date

ATTEST:

Denise Archibald, City Clerk

APPROVED AS TO FORM:
Julie M. Kriegh, City Attorney

BY: _____

REVIEWED BY:

Ed Zuercher, City Manager

DJB:tl:(LF24-2566): 12/17/25: 4930-1775-1422

