

1977 WL 37424 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

September 15, 1977

\*1 Mr. Robert L. Stoddard  
Moore, Stoddard and Stoddard  
P. O. Box 5178  
Spartanburg, South Carolina 29304

Dear Mr. Stoddard:

You requested an opinion as to whether a citizen who is on church property with permission may lawfully be arrested for loitering under Town of Cowpens Ordinance 3-22. In our opinion, he may not be arrested for loitering.

The ordinance prohibits loitering on 'streets of the Town or in any public building or places.' Since the activity complained of did not occur in the specified public places, the person arrested on church property clearly could not have violated the anti-loitering ordinance.

Sincerely yours,

Karen LeCraft Henderson  
Assistant Attorney General

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