

Sponsor: Bilbrough
First Reading: 3/6/2023
Second Reading: 4/3/2023

ORDINANCE #67-23

AN ORDINANCE PROHIBITING PUBLIC URINATION IN THE TOWN OF WYOMING

WHEREAS, Section 27 of the Charter of the Town of Wyoming authorizes the Town Council to “enact ordinances . . . relating to the government of the town, its peace and order, its sanitation, beauty, the health, safety, convenience and comfort of its population, and the protections and preservation of property, and to fix, impose and enforce the payment of fines and penalties for the violation of such ordinances”

WHEREAS, public urination is a problem in the Town of Wyoming and the Town is in need of more effective regulations; and

WHEREAS, in the opinion of the Town Council, it is in the best interest of the public health, safety, and welfare to prohibit public urination in the Town of Wyoming and to establish penalties for violations thereof.

NOW THEREFORE, BE IT HEREBY ENACTED by the Town Council of the Town of Wyoming, a majority thereof concurring in council duly met, that an ordinance prohibiting public urination be and hereby is adopted, as follows, to wit:

Section 1. It shall be prohibited for any person to urinate or defecate on, from, or upon any public way, public street, public alley, public sidewalk, public park, public lot, public building and any other public property, or in view of public property, except within proper facilities designated as public restrooms, within the municipal limits of the Town of Wyoming.

Section 2. As used in this section, "urinate" shall mean the discharge of urine from the body; and "defecate" shall mean the discharge of feces from the body.

Section 3. Violations and penalties.

(1) This ordinance shall be enforced by the Wyoming Police Department.

(2) Anyone violating one or more of the provisions of this ordinance shall be guilty of a misdemeanor and upon conviction thereof shall be subject to a fine for the first offense of \$100.00. For each subsequent offense within a 12-month period, such person shall be subject to a fine of \$200.00.

Section 4. General provisions.

(1) *Severability.* If any of the sections, paragraphs, sentences, clauses, and/or phrases of this ordinance shall be declared unconstitutional or invalid by the valid judgement or decree of any court of competent jurisdiction, such unconstitutionality or invalidity shall not affect any of the remaining sections, paragraphs, sentences, clauses and phrases of the ordinance.

(2) *Effective date.* This ordinance shall take effect after the second reading and approval by the town council.

SYNOPSIS

This ordinance prohibits urinating and defecating in public and establishes penalties for violations of this ordinance.

This shall certify that this is a true and correct copy of the ordinance duly adopted by the Town Council of the Town of Wyoming at a duly-noticed and convened meeting at which a quorum was present on April 3, 2023.

Attest: *Jason Jamar*
Town Clerk

So Certifies:
Steve Bell
Mayor

This shall certify that a copy of this Ordinance was posted at the Town Hall on April 4, 2023.

4/3/2023
Date

So Certifies:
Audrey Lindale