

ORDINANCE NO. 1953

AN ORDINANCE OF THE CITY OF MILWAUKIE, OREGON, AMENDING THE MILWAUKIE MUNICIPAL CODE BY ADDING A NEW CHAPTER 9.07 TO PROHIBIT PUBLIC URINATION AND DEFECATION.

WHEREAS, City of Milwaukie police officers have notified the City Council of an increasing problem of public urination and defecation in certain parts of the City; and

WHEREAS, such behavior results in waste materials in public areas that may be public health hazards as well being malodorous and unwelcome in our City; and

WHEREAS, the City has sufficient public and private business restrooms to provide a proper place for receiving and directing human wastes into the public sanitary sewer system; and

WHEREAS, the Council wishes to prevent such unsavory and unhealthy behavior in the public areas of our City;

NOW, THEREFORE, THE CITY OF MILWAUKIE DOES ORDAIN AS FOLLOWS:

SECTION 1. Milwaukie Municipal Code Title 9 is amended by adding the following new Chapter 9.07, which shall read as follows:

Chapter 9.07 PUBLIC URINATION AND DEFECATION

9.07.010 Public Urination or Defecation Prohibited.

It is unlawful for any person to knowingly urinate or defecate in any public place or in view of the public or upon any public way. For the purposes of this provision, a public restroom is not a public place.

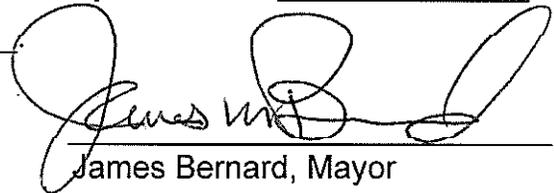
9.07.020 Violation--Penalty.

Urination or defecation in public as described in Section 9.07.010 is a violation and is punishable by a fine of not more than seven-hundred-fifty dollars.

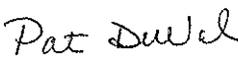
Read for the first time on 07/19/05 and moved to a second reading by 4-0 vote of the City Council.

Read for the second time and adopted by the City Council on 07/19/05.

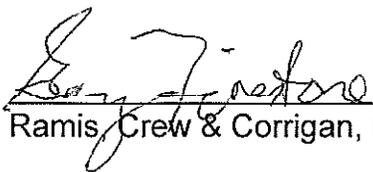
Signed by the Mayor on 07/19/05


James Bernard, Mayor

ATTEST:


Pat DuVal, City Recorder

APPROVED AS TO FORM:


Ramis Crew & Corrigan, LLP