

ORDINANCE NO. 32-09 N.S.

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
RICHMOND ADDING SECTION 9.40 TO THE RICHMOND
MUNICIPAL CODE RELATING TO URINATING AND DEFECATING
IN PUBLIC**

The City Council of the City of Richmond do ordain as follows:

SECTION 1: Section 9.40 of the Richmond Municipal Code is hereby added to read as follows:

Section 9.40.060 **Public urination and defecation prohibited.**

It shall be unlawful for any person to urinate or defecate on private property in any area exposed to the public view or on any public street, sidewalk, parking lot, alley, park, or other public place, except in a public restroom.

SECTION 2. Inconsistency. Any provisions of the Richmond Municipal Code, or appendices thereto, or any other ordinance or the City inconsistent herewith, to the extent of such inconsistencies and no further, are hereby repealed.

SECTION 3. Severability. If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid; such a decision shall not affect the validity of the remaining portions of this Ordinance. The City Council hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase of this Ordinance irrespective of the unconstitutionality or invalidity of any subsection, subdivision, paragraph, sentence, clause or phrase.

SECTION 4. Effective Date. This Ordinance becomes effective 30 days after its final passage and adoption.

First introduced at a regular meeting of the City Council of the City of Richmond held on September 15, 2009, and finally passed and adopted at a regular meeting held on **October 6, 2009**, by the following vote:

AYES: Councilmembers Bates, Butt, Ritterman, Rogers, Viramontes,

NOES: None

ABSTENTIONS: Mayor McLaughlin

ABSENT: Vice Mayor Lopez

DIANE HOLMES
CLERK OF THE CITY OF RICHMOND
(SEAL)

Approved:

GAYLE McLAUGHLIN
Mayor

Approved as to form:

RANDY RIDDLE
City Attorney

I certify that the foregoing is a true copy of Ordinance No. 32-09, finally passed and adopted by the Council of the City of Richmond at a meeting held on October 6, 2009.