



## Legislation Details (With Text)

**File #:** 2009-1731      **Version:** 1

**Type:** Ordinance      **Status:** Passed Finally

**File created:** 9/1/2009      **In control:** Committee on Public Safety Services

**On agenda:**      **Final action:** 9/15/2009

**Enactment date:** 9/15/2009      **Enactment #:** 26

**Effective date:** 9/28/2009

**Title:** Ordinance supplementing the Pittsburgh Code, Title Six: Conduct; Article I: Regulated Rights and Actions; Chapter 601: Public Order, by adding a new section 601.16 entitled 'Public Urination and Defecation', and by adding a new subsection 601.14 (e) specifying the penalty for violation of the new section 601.16."

**Sponsors:** Bruce A. Kraus

**Indexes:** PGH. CODE ORDINANCES TITLE 06 - CONDUCT

**Code sections:**

**Attachments:** 1. 2009-1731.doc

Date	Ver.	Action By	Action	Result
9/29/2009	1	Mayor	Signed by the Mayor	
9/15/2009	1	City Council	Passed Finally	Pass
9/9/2009	1	Committee on Public Safety Services	AFFIRMATIVELY RECOMMENDED	Pass
9/1/2009	1	City Council	Read and referred	

Ordinance supplementing the Pittsburgh Code, Title Six: Conduct; Article I: Regulated Rights and Actions; Chapter 601: Public Order, by adding a new section 601.16 entitled 'Public Urination and Defecation', and by adding a new subsection 601.14 (e) specifying the penalty for violation of the new section 601.16."

Whereas the Pittsburgh City Council wishes to attach negative consequences to the undesired behavior of public urination and defecation; and

Whereas the Pittsburgh City Code makes no provision for empowering City Police Officers to cite on a municipal level, using local ordinances, instead of relying on state charges of disorderly conduct and open lewdness; and

Whereas the benefit of a municipal ordinance is the addition of an effective enforcement tool for use by the Pittsburgh Police;

**Be it resolved that the Council of the City of Pittsburgh hereby enacts as follows:**

**Section 1.** The Pittsburgh Code of Ordinances, Title 6: Conduct; Article I: Regulated Rights and Actions; Chapter 601: Public Order is hereby supplemented as follows:

## **§ 601.16 PUBLIC URINATION AND DEFECATION**

### **(a) Definitions:**

"Appropriate sanitary facility" means a urinal, toilet, commode or other facility that accommodates or is designed for the sanitary disposal of human bodily fluids or waste and that is enclosed from public view.

"Public place" means any walkway, street, highway, sidewalk, building façade, bridge, overpass, alley or alleyway, plaza, park, driveway, transportation facility, park, recreational area, parking lot, vacant or undeveloped lot or the stairwells, alcoves, doorways and entrance ways to such places.

### **(b) Prohibited Conduct**

(1) Any person who urinates or defecates in, on, or about any of the following places, other than in an appropriate sanitary facility, commits a violation:

- a) Any public place
- b) Any private property into or upon which the public is admitted by easement or license; or
- c) Any private property without the consent of the owner.

(2) It is a separate violation for any person who has urinated or defecated in, on, or about any public place, other than in an appropriate sanitary facility, to fail to clean or remove the material deposited immediately, or to fail to dispose immediately of the material used in the cleaning or removal process in a container designed for such disposal.

**Section 2.** The Pittsburgh Code of Ordinances, Title 6: Conduct; Article I: Regulated Rights and Actions; Chapter 601: Public Order is hereby supplemented as follows:

## **§ 601.14 VIOLATION AND PENALTY**

(e) Any person violating § 601.16 shall be fined \$500 plus court costs for each violation.