

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO: 5587

ORDINANCE COUNCIL SERIES NO: \_\_\_\_\_

COUNCIL SPONSOR: MR. DEAN

PROVIDED BY: D.A. WARREN MONTGOMERY

INTRODUCED BY: \_\_\_\_\_

SECONDED BY: \_\_\_\_\_

ON THE 5 DAY OF MAY , 2016

ORDINANCE TO AMEND THE PARISH CODE OF ORDINANCES, CHAPTER 15 OFFENSES - MISCELLANEOUS, TO ADD A NEW ARTICLE XVIII URINATION AND DEFECATION IN PUBLIC PROHIBITED.

WHEREAS, St. Tammany Parish District Attorney Warren Montgomery has requested the Parish Council consider adoption of an ordinance prohibiting public urination and defecation.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS that it amends the Parish Code of Ordinances as follows, to wit:

CHAPTER 15 OFFENSES - MISCELLANEOUS

ARTICLE XVIII URINATION AND DEFECATION IN PUBLIC PROHIBITED

Sec. 15-986.01

Urination in public is the willful and intentional urination by a person in a public place, in a place not intended for such purposes, or in a place open to the public view. Whoever commits the crime of urination in public shall be guilty of a misdemeanor.

Sec. 15-986.02

Defecation in public is the willful and intentional defecation by a person in a public place, in a place not intended for such purposes, or in a place open to the public view. Whoever commits the crime of defecation in public shall be guilty of a misdemeanor.

REPEAL: All ordinances or parts of Ordinances in conflict herewith are hereby repealed.

SEVERABILITY: If any provision of this Ordinance shall be held to be invalid, such invalidity shall not affect other provisions herein which can be given effect without the invalid provision and to this end the provisions of this Ordinance are hereby declared to be severable.

EFFECTIVE DATE: This Ordinance shall become effective fifteen (15) days after adoption.

MOVED FOR ADOPTION BY: \_\_\_\_\_ SECONDED BY: \_\_\_\_\_

WHEREUPON THIS ORDINANCE WAS SUBMITTED TO A VOTE AND RESULTED IN THE FOLLOWING:

YEAS: \_\_\_\_\_

NAYS: \_\_\_\_\_

ABSTAIN: \_\_\_\_\_

ABSENT: \_\_\_\_\_

THIS ORDINANCE WAS DECLARED DULY ADOPTED AT A REGULAR MEETING OF THE PARISH COUNCIL ON THE 2 DAY OF JUNE, 2016; AND BECOMES ORDINANCE COUNCIL SERIES NO \_\_\_\_\_.

\_\_\_\_\_  
MARTY DEAN, COUNCIL CHAIRMAN

ATTEST:

\_\_\_\_\_  
THERESA L. FORD, COUNCIL CLERK

\_\_\_\_\_  
PATRICIA P. BRISTER, PARISH PRESIDENT

Published Introduction: APRIL 28, 2016

Published Adoption: \_\_\_\_\_, 2016

Delivered to Parish President: \_\_\_\_\_, 2016 at \_\_\_\_\_

Returned to Council Clerk: \_\_\_\_\_, 2016 at \_\_\_\_\_



**Warren Montgomery**  
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February 23, 2016

Marty Dean  
Chairman, St. Tammany Parish Council  
14900 Koop Drive  
Mandeville, Louisiana 70471

Re: Parish Ordinance; Urination & Defecation in Public

Dear Marty,

Following is a proposed ordinance that I recommend for adoption at the Council's earliest convenience. I recommend proposing the following after Article VIII of Chapter 15:

**ARTICLE XVIII URINATION AND DEFECACTION IN PUBLIC PROHIBITED**  
**Sec. 15-986.01**

Urination in public is the willful and intentional urination by a person in a public place, in a place not intended for such purposes, or in a place open to the public view. Whoever commits the crime of urination in public shall be guilty of a misdemeanor.

**Sec. 986.02**

Defecation in public is the willful and intentional defecation by a person in a public place, in a place not intended for such purposes, or in a place open to the public view. Whoever commits the crime of defecation in public shall be guilty of a misdemeanor.

This verbiage is based off of an ordinance from Lafayette, and seems to be more concise than ordinances I've reviewed from other jurisdictions. Please contact me if you have any questions whatsoever.

Sincerely

Warren L. Montgomery  
District Attorney

WLM:wmo