

## Council Agenda Report

**Date:** June 20, 2016

**Prepared and Submitted by:** Daniel Dvorak, Chief of Police

**SUBJECT:** Ordinance No. 1086 An Ordinance of the Commissioners of Cambridge, Maryland ("The Commissioners"), to amend Chapter 12 "Offenses - Miscellaneous" of the Code of Laws of the City of Cambridge by adding a new section 12-16 Entitled "Unlawful Urination and/or Defecation Prohibited on Public or Private Property"

**Recommendation that Council:**

- A. Introduce Ordinance No. 1086 by reading of title only and
- B. Schedule July 11, 2016 for a second reading, public hearing and adoption.

**Discussion:**

State law does not prohibit the act of urinating and/or defecating in public or on private property. This will give police the ability to cite people who fail to use a proper restroom.

**Fiscal Impact:**

None

**Approved by:** Sandra Tripp-Jones



# PROPOSED ORDINANCE

## ORDINANCE NO. 1086

AN ORDINANCE OF THE COMMISSIONERS OF CAMBRIDGE, MARYLAND (“THE COMMISSIONERS”), TO AMEND CHAPTER 12 “OFFENSES - MISCELLANEOUS” OF THE CODE OF LAWS OF THE CITY OF CAMBRIDGE BY ADDING A NEW SECTION 12-16 ENTITLED “UNLAWFUL URINATION AND/OR DEFECATION PROHIBITED ON PUBLIC PROPERTY”

WHEREAS, upon consideration of concerns and complaints made by businesses and property owners within the city, and upon consideration of the recommendation of the Chief of Police, the Commissioners of Cambridge have determined that the passage of this Ordinance is necessary to promote and protect the interest of the public’s health, safety and welfare.

NOW, THEREFORE, BE IT ENACTED AND ORDAINED by the Commissioners of Cambridge that the following shall be codified as Section 12-16 of Chapter 12 “Offenses – Miscellaneous” of the Code of Laws of the City of Cambridge:

**Sec. 12-16. Urination and/or defecation prohibited on public or private property.**

- (a) **It shall be unlawful for any person to urinate and/or defecate on public or private property within the city unless these acts are performed into a toilet or other device designed and intended for the receipt or disposal of such wastes.**
- (b) **Penalty. Any person who violates this section shall be guilty of a misdemeanor, and upon conviction is subject to a fine of \$50 for the first offense and \$100 for each subsequent offense, or imprisonment not exceeding 30 days, or both.**

ATTEST:

THE COMMISSIONERS OF CAMBRIDGE

\_\_\_\_\_  
Sandra Tripp-Jones  
City Manager

BY: \_\_\_\_\_  
Donald Sydnor, Council President  
And Acting Mayor

Introduced the \_\_\_\_\_ June, 2016  
Adopted and Effective the \_\_\_\_\_ day of June, 2016

**NOTE:** Word(s) which are in bold and underscored are to be added to the City Code of Laws; words in double bold brackets to be deleted from the City Code of Laws.