

ORDINANCE NO. 840

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS, AMENDING CHAPTER 10. OFFENSES - MISCELLANEOUS, ARTICLE I. TO ADD SECTION 10-2, 10-3, AND 10-4 TO THEREIN PROHIBITING SWIMMING IN CERTAIN AREAS; SLEEPING IN A PUBLIC PLACE; AND URINATING OR DEFACATING IN PUBLIC; PROVIDING FOR A PENALTY CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS:

SECTION 1. That the Addison Code, Chapter 10, Article I, is hereby amended to add Section 10-2 to read as follows:

Section 10-2. Swimming in Certain Waters.

No person shall, with the intent to swim, bathe, wade, enter the water of a river, stream, pond or watercourse within the City, either natural or artificial whether public or private except that the body of water be a public, semi-private, or private swimming pool which meets the standards of the laws of the state and City. This ordinance will in no way restrict any officer or employee of the City in performance of their official duties; efforts of any person to rescue or recover a human being or property from the water; or construction, dredging, or other water improvement work authorized by the Town of Addison.

SECTION 2. That the Addison Code, Chapter 10, Article I, is hereby amended to add Section 10-3 to read as follows:

Section 10-3. Sleeping in a Public Place.

No person shall sleep or doze in a street, alley, park or other public place or in any vacant lot adjoining a public street or highway with out the effective consent of the owner of the vacant lot.

SECTION 3. That the Addison Code, Chapter 10, Article I, is hereby amended to add Section 10-4 to read as follows:

Section 10-4. Urinating or Defacating in Public.

No person shall urinate or defecate in or on a public street, alley, sidewalk, yard, park, plaza, building, structure, public or utility right-of-way, or other public place or within the public view except that the person is utilizing the facilities of a restroom.

SECTION 4. That any person, firm, or corporation violating any of the provisions or terms of this ordinance shall be subject to the same penalty as provided for in the Comprehensive Zoning Ordinance of the City as heretofore amended, and upon conviction shall be punished by a fine not to exceed the sum of Two Hundred Dollars (\$200.00) for each offense and that each day such violation shall continue to exist shall constitute a separate offense.

SECTION 5. That should any paragraph, sentence, subdivision, clause, phrase or section of this ordinance be adjudged or held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this ordinance as a whole or any part or provisions thereof other than the part so decided to be invalid, illegal or unconstitutional, and shall not affect the validity of this ordinance as a whole.

SECTION 6. The importance of this ordinance creates an emergency and an imperative public necessity, and the ordinance shall take effect and be in force from and after its adoption.

DULY PASSED BY THE CITY COUNCIL OF THE TOWN OF ADDISON,  
TEXAS this the 5 day of November, 1982.

MAYOR

*James Kelly*

ATTEST:

*Jacqueline Kruse*  
CITY SECRETARY

Effective Date:  
Nov. 17, 1982

Published  
11/19/82