

**City of Lambertville**  
**ORDINANCE 19-2014**

*“An Ordinance to Amend the Administrative Code of the City of Lambertville, Establishing  
Section 4-10, Good of Public Order.”*

**WHEREAS**, it is the desire that an Ordinance be established to set for the Laws and Regulations in which are to be enforced by any member of the City of Lambertville Police Department; and

**WHEREAS**, the City of Lambertville wishes to ensure additional public safety and public decency throughout the City; and

**NOW THEREFORE BE IT RESOLVED**, by Mayor and Council of the City of Lambertville in the County of Hunterdon in the State of New Jersey, that the following be added to the Administrative Code, Chapter VI, Police Regulations, Section 4-10: Good of Public Order.

Chapter VI  
Police Regulations

Section 4-10: Good of Public Order

Section 4-10: Urinating in Public

It is unlawful to urinate or defecate in any public area, public place or within view of the public.

Section 4-10.1: Violations and Penalties.

Any person adjudged guilty of a violation of the provisions of this article shall, upon conviction thereof in the Municipal Court, be punished by fine not exceeding \$1,000, imprisonment for a term not exceeding 90 days and/or a period of community services for not more than 90 days, at the discretion of the Court.

Section 4-10.2: By Whom Enforceable.

The provision of this Chapter, in addition to other methods of enforcement provided by law, may be enforced by the issuance of a Notice of Violation by any member of the Police Department.

Section 4-10.3: Exemptions.

The enforcement provisions of this ordinance shall not apply to the following individuals who may not be able to adequately control the bodily functions that control urination or defecation:

- (a) Children ten years of age or younger;
- (b) Persons of any age who violate this ordinance due to a verified medical and/or psychiatric condition.

All Ordinances and parts of Ordinances in conflict with this Ordinance are hereby repealed.

To the extent that any part or parts of this Ordinance are repealed or otherwise modified or voided by State Statute or case law, the remaining portions or sections of this Ordinance shall remain in full force and effect.

If any section, sentence or any part of this Ordinance is adjudged unconstitutional or invalid by a court of competent jurisdiction, such judgment shall not affect, impair or invalidate the remainder of the Ordinance, but shall be confined in its effect to the section, sentence or other part of this Ordinance directly involved in the controversy in which judgment shall have been rendered.

This Ordinance shall take effect twenty (20) days after final passage and publication according to law, except as provided for in N.J.S.A. 40:69A-181 or N.J.S.A. 40:74-4.

INTRODUCED: June 24, 2014

PUBLIC HEARING: July 15, 2014

#### CLERK'S CERTIFICATE

I, Cynthia L. Ege, Acting Clerk of the City of Lambertville, in the County of Hunterdon, State of New Jersey, HEREBY CERTIFY as follows:

1. I am the duly appointed Acting Clerk of the City of Lambertville, in the County of Hunterdon, State of New Jersey (herein called the "City"). In this capacity, I have the responsibility to maintain the minutes of the meetings of the governing body of the City and the records relative to all ordinances and resolutions of the City. The representations made herein are based upon the records of the City.

2. Attached hereto is a true and complete copy of an ordinance passed by the governing body of the City on first reading on \_\_\_\_\_ and finally adopted by the governing body on \_\_\_\_\_ and, where necessary, approved by the Mayor on \_\_\_\_\_.

3. On \_\_\_\_\_, a copy of the ordinance and a notice that copies of the ordinance would be made available to the members of the general public of the municipality who requested copies, up to and including the time of further consideration of the ordinance by the governing body, was posted in the principal municipal building of the City at the place where public notices are customarily posted. Copies of the ordinance were made available to all who requested them.

4. A certified copy of this ordinance and a copy of the amended capital budget form has been filed with the Director of the Division of Local Government Services.

5. After final passage, the ordinance, a copy of which is attached hereto, was duly published on \_\_\_\_\_. No protest signed by any person against making the improvement or incurring the indebtedness authorized therein, nor any petition requesting that a referendum vote be taken on the action proposed in the ordinance has been presented to the governing body or to me or filed in my office within 20 days after the publication or at any other time after the final passage thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the City this \_\_\_\_\_ day of \_\_\_\_\_, 2010.

\_\_\_\_\_  
Cynthia L. Ege, Acting Clerk

[SEAL]

