

CITY OF LAVON, TEXAS
ORDINANCE NO. 2026-07-06

Adding Article 7.05 to the Code of Ordinances – Public Urination and Defecation

**AN ORDINANCE OF THE CITY OF LAVON, TEXAS,
ADOPTING RULES AND REGULATIONS RELATED TO
ADDING ARTICLE 7.05 PROHIBITING PUBLIC
URINATION AND DEFECATION; PROVIDING FOR
PUBLICATION AND AN EFFECTIVE DATE; PROVIDING
SEVERABILITY, REPEALER AND SAVINGS CLAUSES;
AND FINDING AND DETERMINING THAT THE MEETING
AT WHICH THIS ORDINANCE IS ADOPTED TO BE OPEN
TO THE PUBLIC AS REQUIRED BY LAW.**

WHEREAS, the City Council of the City of Lavon ("City Council") has investigated and determined that it would be advantageous and beneficial to the citizens of the City of Lavon, Texas ("Lavon") to promote public health, sanitation, and decency by prohibiting urination and defecation in public places; and

WHEREAS, the City Council has authority under state law to adopt the regulations herein.

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE
CITY OF LAVON, TEXAS:**

SECTION 1. RECITALS

The City Council hereby finds that the statements set forth in the recitals of this Ordinance are true and correct, and the City Council hereby incorporates such recitals as part of this Ordinance.

SECTION 2. ARTICLE 7.05 PUBLIC URINATION AND DEFECATION

Article 7.05 "Public Urination and Defecation" is hereby added to the Lavon Code of Ordinances.

"Article 7.05.001 Definitions

For the purposes of this article, the following words and phrases shall have the following meanings ascribed to them:

"Public Place" shall mean any location to which the general public has access, including but not limited to streets, sidewalks, alleys, parks, trails, parking lots, public buildings, and any other publicly owned or accessible property.

"Public View" shall mean any location either public or private that is outside an enclosed structure which a person can view from a public place.

Article 7.05.002 Offenses

(a) It shall be unlawful for any person to urinate or defecate in or upon any public place within the City.

(b) It shall be unlawful for any person to urinate or defecate on private property without the consent of the owner or person in lawful possession of such property.

(c) It shall be unlawful for any person to urinate or defecate on public or private property within public view.

(d) This section shall not apply to the use of restroom facilities located in public or private places intended for such purposes.

Article 7.05.003 Penalty

(a) A person who violates any provision of this article commits a misdemeanor offense.

(b) Unless otherwise provided by state law, an offense under this article shall be punishable by a fine not to exceed five hundred dollars (\$500.00), in accordance with Section 1.01.009 of the Code of Ordinances.

SECTION 3. Effective Date

This Ordinance shall take effect immediately from and after its passage and publication as may be required by governing law.

SECTION 4. Proper Notice and Meeting

It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public as required and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code and as required by Chapter 52 of the Texas Local Government Code.

SECTION 5. Severability

It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs and sections of this Ordinance be severable, and if any phrase, clause, sentence, paragraph or section of this Ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs or sections of this Ordinance, and the remainder of this Ordinance shall be enforced as written.

SECTION 6. Repealer and Savings

This Ordinance shall be cumulative of all other ordinance of Lavon and shall not repeal any of the provisions of such ordinances except in those instances where provisions of those ordinances are in direct conflict with the provisions of this Ordinance; whether such ordinances are codified or uncoded, and all other provisions of the ordinances of Lavon, codified or uncoded, not in conflict with the provisions of this Ordinance, shall remain in full force and effect. Any repeal occurring due

to this provision shall not abate any pending prosecution or lawsuit and/or prevent any prosecution or lawsuit from being commenced for any violation occurring before the effective date of this Ordinance.

SECTION 7. Open Meeting

It is hereby officially found and determined that the meeting at which this ordinance was passed was open to the public as required by law, and that public notice of the time, place, and purpose of said meeting was given, all as required by Section 551.042, Texas Government Code.

PASSED AND APPROVED by the City Council of the City of Lavon, Texas
this 7th day of July 2026.



Vicki Sanson
Mayor

ATTEST:


Rae Norton, City Secretary