

**74-O-04**

**AN ORDINANCE**

**Amending Section 9-5-11 of the  
City Code to Prohibit  
Public Urination and Defecation**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EVANSTON,  
COOK COUNTY, ILLINOIS:**

**SECTION 1:** That Section 9-5-11 of the Evanston City Code of 1979, as amended, be and it hereby is, further amended, to read as follows:

**9-5-11: (A) PUBLIC NUDITY; URINATING OR DEFECATING IN PUBLIC:** It shall be unlawful for any person to appear in a public place in a state of nudity or to make any indecent exposure of his/her person.

(B) It shall be unlawful for any person to urinate or defecate:

(1) in or on a public street, alley, sidewalk, yard, park, building, structure, plaza, public or utility right-of-way, or other public place; or

(2) in public view.

It shall be a defense to prosecution for urinating or defecating that the person was in a restroom.

**SECTION 2:** This ordinance shall be in full force and effect from and after its passage, approval, and publication in the manner provided by law.

**SECTION 3:** All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Introduced: July 26, 2004

Adopted: August 16, 2004

Approved: August 17, 2004

Lorraine H. Morton  
Lorraine H. Morton, Mayor

Attest:

Mary P. Morris  
Mary P. Morris, City Clerk

Approved as to form:

[Signature]  
Corporation Counsel