

(Published in the Topeka Metro News _____)

ORDINANCE NO. _____

AN ORDINANCE introduced by Interim City Manager Richard U. Nienstedt, concerning unlawful camping, amending § 9.45.360 of the Topeka Municipal Code.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF TOPEKA, KANSAS:

Section 1. That section 9.45.360, Unlawful camping, of The Code of the City of Topeka, Kansas, is hereby amended to read as follows:

Unlawful camping.

It is unlawful and a public nuisance for any person to camp in the following areas:

(a) Public infrastructure;

(b) Within 10 feet of any doorway, loading dock, stairway or fire escape;

(c) Within an area bounded by Topeka Boulevard from SW 10th Avenue to NW Crane Street; Madison Street from SE 10th Avenue to NE Crane Street; Crane Street from Topeka Boulevard to NE Madison Street; and 10th Avenue from Topeka Boulevard to SE Madison Street; and

(d) Within an area bounded by Topeka Boulevard from NW Curtis Street to ~~NE Quincy~~ NW Morse Street; NE Quincy Street from NE Curtis Street to NE Morse Street; ~~NE Morse~~ Street from NE Quincy Street to NW Topeka Boulevard; and Curtis Street from NE Quincy Street to NW Topeka Boulevard; and

(e) On public land in any established neighborhood.

Section 2. That original § 9.45.360 of The Code of the City of Topeka, Kansas, is hereby specifically repealed.

Section 3. This ordinance shall take effect and be in force from and after its passage, approval and publication in the official City newspaper.

Section 4. This ordinance shall supersede all ordinances, resolutions or rules, or portions thereof, which are in conflict with the provisions of this ordinance.

Section 5. Should any section, clause or phrase of this ordinance be declared invalid by a court of competent jurisdiction, the same shall not affect the validity of this ordinance as a whole, or any part thereof, other than the part so declared to be invalid.

PASSED AND APPROVED by the CITY COUNCIL on _____.

CITY OF TOPEKA, KANSAS

Michael A. Padilla, Mayor

ATTEST:

Brenda Younger, City Clerk