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Ord. # 5421

10/04/2011  
10/18/2011  
11/01/2011

**AN ORDINANCE TO AMEND CHAPTER 39, ARTICLE II, SECTION 39-148 OF THE CODE OF ORDINANCES SO AS TO REQUIRE CARRIAGE DRIVERS TO IMMEDIATELY CLEAN WASTE**

WHEREAS, Downtown Memphis is frequented by many citizens and visitors for work or recreational purposes; and

WHEREAS, Memphis is one of several cities that offer horse drawn carriage rides within its Downtown; and

WHEREAS, the drivers are currently required to ensure each carriage is equipped with a device to catch horse droppings and to cleanup any missed droppings after each trip; and

WHEREAS, there is no requirement for drivers to cleanup urine along the route which creates less than desirable odors throughout Downtown; and

WHEREAS, the Memphis City Council believes it necessary to require such as the odor is offensive to pedestrians and patrons of certain businesses that have outdoor venues.

**SECTION 1. NOW, THEREFORE, BE IT ORDAINED** by the Council of the City of Memphis that Chapter 39, Article II, Section 39-148 is hereby amended to read as follows

Sec. 39-148 Immediate cleanup of waste products.

Each driver shall dilute horse urine with a deodorizing, non-toxic liquid right away. The driver shall not impede traffic while doing so and if necessary shall clean up any missed urine at the end of each trip.

**SECTION 2. BE IT FURTHER ORDAINED**, that the provisions of this Ordinance are hereby severable. If any of these sections, provisions, sentences, clauses, phrases, or parts are held unconstitutional or void, the remainder of this Ordinance shall continue in full force and effect.

**SECTION 3. BE IT FURTHER ORDAINED BY THE COUNCIL OF THE CITY OF MEMPHIS**, that this ordinance shall take effect from and after the date it shall have been passed by the Council, signed by the Chairman of the Council, certified and delivered to the Office of Mayor in writing by the comptroller and become effective as otherwise provided by law.

**Berlin Boyd**  
Council Member

**Myron Lowery**  
Council Chairman

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