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CITY OF SANTA FE, NEW MEXICO

BILL NO. 2015- ____

INTRODUCED BY:

Mayor Javier M. Gonzales

Councilor Signe Lindell

Councilor Peter Ives

AN ORDINANCE

CREATING A NEW SECTION 23-9 SFCC 1987 RELATING TO PUBLIC ACCOMMODATIONS; CREATING SUBSECTION 23-9.1 SFCC 1987 TO REQUIRE THAT ANY TOILET FACILITY DESIGNED FOR USE BY NO MORE THAN ONE PERSON AT A TIME IN ANY BUSINESS OR PLACE OF PUBLIC ACCOMMODATION NOT BE RESTRICTED TO A SPECIFIC SEX OR GENDER IDENTITY BY SIGNAGE, DESIGN OR INSTALLATION OF FIXTURES.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SANTA FE:

Section 1. A new Section 23-9 is ordained to read:

23.9 [NEW MATERIAL] PUBLIC ACCOMMODATIONS.

Section 2. A new Subsection 23-9.1 SFCC 1987 is ordained to read:

23-9.1 [NEW MATERIAL] Short Title.

This Ordinance shall be known as the "Gender Neutral Restroom Ordinance."

23-9.2 [NEW MATERIAL] Gender Neutral Restrooms; Required.

A. For purposes of this section, a gender neutral restroom means a toilet facility

1 | designed for use by no more than one person at a time that is a single stall restroom that is not
2 | restricted to a specific sex or gender identity by signage, design or installation of fixtures.

3 | B. A single stall restroom in any business or place of public accommodation, whether
4 | existing or proposed, shall be gender neutral.

5 | C. No later than _____, 2015 (sixty (60) days from the effective date of this
6 | Ordinance) existing businesses and places of public accommodation shall comply with this
7 | Subsection 23-9.1 SFCC 1987 by:

8 | (1) Replacing existing signs on the exterior of single stall restrooms depicting a
9 | single gender identity with signs indicating that the restrooms are gender neutral; and

10 | (2) Making the necessary improvements to make each single stall restroom
11 | accessible to all gender identities.

12 | D. New businesses and places of public accommodation that have single stall restrooms
13 | shall provide the required signage and make each single stall restroom accessible to all gender
14 | identities immediately upon opening to the public.

15 | E. Signs consistent with this ordinance shall comply with city ordinances.

16 | APPROVED AS TO FORM:

17 |

18 | _____

19 | KELLEY A. BRENNAN, CITY ATTORNEY

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25 | *M/Legislation/2015 Bills/Gender Neutral Restrooms*

ORDINANCE NO. 20141211-211

AN ORDINANCE AMENDING CITY CODE TITLE 4 TO ADD A CHAPTER RELATING TO SIGNAGE FOR SINGLE-USER RESTROOMS; AND CREATING A PENALTY.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

PART 1. City Code Title 4 (*Business Regulation and Permit Requirements*) is amended to add a new Chapter 4-16 (*Commercial Facilities*) to read as follows:

ARTICLE 1. GENDER-NEUTRAL SIGNAGE FOR SINGLE-USER RESTROOMS

§ 4-16-1 DEFINITIONS.

- (1) GENDER NEUTRAL SIGNAGE means a sign that indicates a restroom without preference to a specific gender.
- (2) PRIVATE OR PRIVATE USE RESTROOM means plumbing fixtures in residences and apartments, private bathrooms in hotels and hospitals, and restrooms in commercial establishments where the fixtures are intended for the use of a family or an individual and are accessible only from a private room or office.
- (3) SINGLE-USER RESTROOM means a lockable restroom available for an individual for use with or without assistance.

§ 4-16-2 APPLICABILITY.

This article applies to single-user restrooms within commercial facilities that are not private or private use restrooms. This article is an additional requirement to those already required by the City Code.

§ 4-16-3 SIGNAGE REQUIRED.

- (A) A single-user restroom subject to this article must have gender-neutral signage.
- (B) A person with control over a commercial facility with at least one single-user restroom shall install and maintain gender-neutral signage for each single-user restroom.

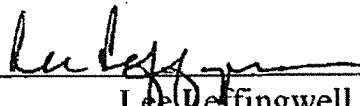
§ 4-16-4 OFFENSE AND PENALTY.

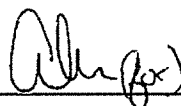
- (A) A person who violates or fails to comply with a requirement of this article commits an offense.
- (B) An offense under this article is a Class C misdemeanor offense, punishable in accordance with Section 1-1-99 (*Offenses; General Penalty*).

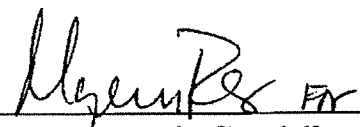
PART 2. This ordinance takes effect on December 22, 2014.

PASSED AND APPROVED

December 11, 2014

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Lee Deffingwell
Mayor

APPROVED: 
Karen M. Kennard
City Attorney

ATTEST: 
Jannette S. Goodall
City Clerk

ORDINANCE NO. 14-948

AN ORDINANCE OF THE CITY COUNCIL OF THE
CITY OF WEST HOLLYWOOD ADDING CHAPTER
9.28.090 TO THE WEST HOLLYWOOD MUNICIPAL
CODE RELATING TO GENDER NEUTRAL SINGLE
STALL PUBLIC RESTROOMS

THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DOES
HEREBY ORDAIN AS FOLLOWS:

SECTION 1. A new Section 9.28.090 is added to Chapter 9.28, Title 9,
Article 3 of the West Hollywood Municipal Code to read as follows:

9.28.090 Public Accommodations—Gender Neutral Restrooms Required.

Any toilet facility designed for use by no more than one person at a time in
any business or place of public accommodation (“single stall restrooms”),
whether existing or proposed, shall not be restricted to a specific sex or
gender identity by signage, design, or installation of fixtures.

SECTION 2. Existing businesses and places of public accommodation
subject to Section 9.28.090 shall have sixty (60) days from the effective date of
this ordinance to comply by replacing existing signs on the exterior of single stall
restrooms depicting a single gender identity with signs indicating that they are
gender neutral, and completing the necessary improvements to make each
single stall restroom accessible to all gender identities. New businesses and
places of public accommodation that have single stall restrooms shall provide the
required signage and make each single stall restroom accessible to all gender
identities immediately upon opening to the public.

SECTION 3. Signs consistent with this ordinance shall be compliant with
the Building Code.

PASSED, APPROVED AND ADOPTED by the City Council of the City of West Hollywood at a regular meeting held this 15th day of December, 2014 by the following vote:

AYES:	Councilmember:	Duran, Land, Mayor Pro Tempore Heilman and Mayor D'Amico.
NOES:	Councilmember:	None.
ABSENT:	Councilmember:	None.
ABSTAIN:	Councilmember:	None.



JOHN D'AMICO, MAYOR

ATTEST:




YVONNE QUARKER, CITY CLERK

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES)
CITY OF WEST HOLLYWOOD)

I, YVONNE QUARKER, City Clerk of the City of West Hollywood, do hereby certify that the foregoing Ordinance No. 14-948 was duly passed, approved and adopted by the City Council of the City of West Hollywood at a regular meeting held on the 15th day of December 2014, after having its first reading at the regular meeting of said City Council on the 1st day of December 2014.

I further certify that this ordinance was posted in three public places as provided for in Resolution No. 5, adopted the 29th day of November, 1984.

WITNESS MY HAND AND OFFICIAL SEAL THIS 16th DAY OF DECEMBER, 2014.



YVONNE QUARKER, CITY CLERK