

City of Ridgeside

Ordinance 2007-01

WHEREAS, it is declared public policy of this municipality to achieve, maintain and protect human health and safety, foster the comfort of its residents, to declare prevent and remove nuisances

Now, therefore, be it ordained by the Board of Commissioners of the City of Ridgeside that:

It shall be unlawful for:

1.1 Any person to fail to promptly remove waste left by a dog being handled by that person on any property, public or private, other than the premises of the owner of such dog.

1.2 Any person to fail to be prepared for such occurrences and be equipped with a bag or some other means of waste removal.

1.3 Any person to fail to properly dispose of the waste.

PENALTY. Any person who shall violate any provision of this Ordinance shall upon conviction thereof forfeit no less than twenty-five (\$25.00) dollars in addition to any costs of prosecution and upon default of payment such forfeiture and costs of prosecution may be imprisoned in the County Jail until said forfeiture and costs are paid, but not to exceed seven (7) days.

This law is intended to protect the public from potential hazardous health conditions and prevent environmental pollution caused by dog waste.

BE IT FURTHER ORDAINED that if any section , subsection, sentence, word or figure contained in this ordinance should be declared invalid by a final decree of a cour of competent jurisdiction such holding shall not affect the remaining sections, subsections, sentences, words or figures contained in this ordinance, but the same shall remain in full force and effect.

DEFINITIONS

Waste means:

- (1) damage, soil or defile private property, community or neighborhood or public property with feces, regurgitation or droppings;
- (2) defilement that may interfere with the ordinary use and enjoyment of a person's property;
- (3) cause unsanitary or offensive conditions

Any Person or Owner means any person, corporation, organization, group of persons or association that (i) has a property right in an animal, (ii) keeps or harbors an animal, (iii) has an animal in his or her care or acts as a custodian of an animal, (iv) by agreement with or with permission of the true owner of the animal, has an animal in his or her care or acts as a caretaker or custodian of an animal; “owner” does not include the City, Animal Shelter or any non-profit animal welfare agency that operates an animal sheltering facility.

Dog means any canine, regardless of age or sex.

Properly dispose of means dispose of in a sanitary manner either in a toilet or in a trash container (after being secured in a plastic bag). Waste shall not be disposed of in street gutters, catch basins or creeks.

First Reading _____
Second Reading _____
Final Reading _____

Approved____ Disapproved____

Date_____

Mayor:_____