

**CITY OF NORTH BONNEVILLE
ORDINANCE NUMBER 1137**

**AN ORDINANCE OF THE CITY OF NORTH BONNEVILLE, WASHINGTON, AMENDING
NORTH BONNEVILLE MUNICIPAL CODE CHAPTER 6.04 ANIMAL CONTROL.**

WHEREAS, the City has deemed that disposal of animal waste matter present a problem that needs to be regulated under North Bonneville Municipal Code; and

WHEREAS, the City of North Bonneville has deemed it necessary and desirable to regulate such actions on public places to protect the public health, safety and welfare of the residents; and

WHEREAS, the Council now desires to amend Chapter 6.04.120 of the NBMC to include the dumping of animal waste as a violation of city code and impose penalties for such violation.

NOW, THEREFORE, The City Council of the City of North Bonneville does hereby ordain as follows:

Legend: New language added = underlined
 Old language deleted = ~~strikethrough~~

Section 1.

Amend Chapter 6.04 Animal Control as follows:

Section 6.04.120 Safety and Sanitation - Penalty.

A. It is unlawful for an owner to fail to:

1. remove the fecal matter deposited by his (her) animal on any public place as defined in 6.04.080 B. or developed private property before the owner leaves the immediate area where the fecal matter was deposited.
2. have in his (her) possession the equipment necessary to remove their animal's fecal matter when accompanied by said animal on any public place or developed private property.

B. Owner of duly licensed guide dogs shall be exempted from this section.

C. It shall be unlawful to discard animal fecal matter or waste on any public place as defined in 6.04.080 B.

D. For the purposes of this section, the term "developed private property" shall mean property areas that have been landscaped, paved, made into roads or driveways, made into sidewalks or paths, made into lawns, swales, play or sports areas and property similarly developed.

E. For purposes of this section, the term "owner" shall be the actual owner of the animal or any other person by whom the animal was brought to the property.

F. Any person found guilty of violating this section shall be punished by a fine in accordance with Section 7.01.020(B) plus costs, including attorney fees.

Section 2.

Severability.

If any section, sentence, clause or phrase of this Ordinance shall be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this Ordinance.

Section 3.

Effective Date and Publication.

This Ordinance shall be effective five days after publication of the Ordinance, or a summary thereof consisting of its title, in the official newspaper of the City.

PASSED BY THE CITY COUNCIL ON APRIL 13, 2021




Brian Sabo, Mayor

Attest:



Deanna Adams, City Clerk/Treasurer

Approved as to Form:



Kenneth E. Woodrich, City Attorney