

ORDINANCE 01-11

AN ORDINANCE ENACTING SECTION 90.26 OF THE CODIFIED ORDINANCES OF THE VILLAGE OF ROCKFORD, OHIO ESTABLISHING REQUIREMENTS FOR THE PROPER DISPOSAL OF PET SOLID WASTE IN THE VILLAGE OF ROCKFORD, OHIO.

WHEREAS, the purpose of this chapter is to protect public health, safety, and welfare, and to prescribe penalties for failure to comply with the proper disposal of pet solid waste.

NOW THEREFORE BE IT ORDNANIED BY THE COUNCIL OF THE VILLAGE OF ROCKFORD, STATE OF OHIO:

Section One: That Section 90.26 Chapter 90 of the Codified Ordinances of the Village of Rockford, Ohio be enacted to read as attached.

PASSED THIS 7TH DAY OF JUNE, 2011

President of Council – Steve Gehle

Fiscal Officer – Lisa Kuhn

Mayor – Amy Joseph

Section 90.26 Requirements for Proper Disposal of Pet Solid Waste

- A. For the purpose of this ordinance, the following terms, phrases, words and their derivations, shall have the means stated herein unless their use in the text of this Chapter clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word “shall” is always mandatory and not merely directional.
1. Immediate – shall mean that the pet solid waste is removed at once, without delay
 2. Owner/Keeper – any person who shall possess, maintain, house or harbor any pet or otherwise have custody of any pet, whether or not the owner of such pet.

3. Person – any individual, corporation, partnership, firm, association, or political subdivision of this state subject to municipal subject to municipal jurisdiction.
 4. Pet – a domesticated animal (other than a disability assistance animal) kept for amusement or companionship.
 5. Pet solid waste – waste matter expelled from the bowels of the pet: excrement
 6. Proper disposal – placed in a designated waste container, or other suitable container, and discarded in a refuse container which is regularly emptied by the municipality or some other refuse collector; or disposal into a system designed to convey domestic sewage for proper treatment and disposal.
- B. All pet owners and keepers are required to immediately and properly dispose of their pet's solid waste deposited on any property, public or private, not owned or possessed by that person.
- C. Any owner or keeper who requires the use of a disability assistance animal shall be exempt from the provisions of the section while such animal is being used for that purpose.
- D. The provisions of this Article shall be enforced by the Police Department of the Village of Rockford.
- E. Each person(s) who is found to be in violation of the provisions of this ordinance shall be subjected to a fine as provided by 90.99 of this Chapter.
- F. Each section, subsection, sentence, clause, and phrase of this Ordinance is declared to be an independent section, subsection, sentence, clause and phrase, and the final or holding of any such portion of the Ordinance is declared unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of the Ordinance.