

# ORDINANCE NO. 212-A

## AN ORDINANCE RELATING TO REMOVAL OF PET WASTE; PROVIDING A PENALTY, PROVIDING FOR PUBLICATION; REPEALING ORDINANCES IN CONFLICT AND PROVIDING FOR SEVERANCE

**WHEREAS**, the Town Council (“Council”) of the Town of Fulton (“Fulton”) desires to establish this Ordinance to regulate the removal of pet waste within the limits of the Town of Fulton.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF FULTON:

### **Section 1. Duty of person in control to remove and dispose of pet feces.**

It shall be the duty of each person who owns, possesses, or controls a pet to remove and dispose of any feces left by his pet on any sidewalk, street or other public area. It shall further be the duty of each person who owns, possesses or controls a pet to remove and dispose of any feces left by his pet on any private property neither owned nor occupied by said person.

### **Section 2. Duty of person in control to carry tools for collection and disposal.**

No person who owns, possesses, or controls the pet shall appear with the pet on any sidewalk, street or other public area without the means of removal of any feces left by such pet. Furthermore, no person who owns, possesses or controls such pet shall appear on any private property neither owned nor occupied by said person without the means of removal of any feces left by said pet.

### **Section 3. Method of collection and disposal.**

The means of removal shall be any tool, implement, container or other device/carrier for the purpose of picking up and containing such feces, unexposed to the public. Disposal shall be accomplished by transporting such feces to a suitable depository.

### **Section 4. Exception for handicapped persons.**

This section shall not apply to a pet accompanying a handicapped person who, by reason of his disability, is physically unable to comply with the requirements of this article.

### **Section 5. Enforcement and penalties.**

Any person violating this section, if convicted, shall be guilty of a misdemeanor and punished by a fine not exceeding \$200.00; and if such violation be continued, each day's violation shall be a separate offense to be determined by Town Municipal Court.

### **Section 6. Repealing Ordinances.**

Any ordinance, resolution or regulation in conflict with this Ordinance is hereby repealed.

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**Section 7. Publication.**

This Ordinance shall be published by publishing the caption thereof in the official newspaper with a statement the public may view the Ordinance in the Office of the City Secretary. This Ordinance shall be effective from and after the publication provided herein.

PASSED AND APPROVED this the \_\_\_\_\_ day of \_\_\_\_\_, 2022.

TOWN OF FULTON

\_\_\_\_\_  
Kelli Cole, Mayor

ATTEST:

\_\_\_\_\_  
Stephanie Garcia, City Secretary