



Duty to Dispose of Canine Waste - Ordinance

No person shall fail to immediately remove and lawfully dispose of any feces left in any street, sidewalk, esplanade, park or other public, or city-owned property by a dog owned or controlled by such person or under his/her control.

It is also a violation of this ordinance for a person to allow a canine under his/her control to defecate on any private property not owned by the owner of the canine or without the permission of the property owner.

Note: Private property includes all private dwellings and business property.

Enforcement

The provisions of this ordinance may be enforced by the Chief of Police or any Police Officer of the City of Eastport.

Penalties for Violation

Violation of this ordinance shall be punished by a minimum penalty of one hundred dollars (\$100.00) for a first offense.

A second offense of this ordinance shall be punished by a minimum penalty of two hundred and fifty dollars (\$250.00).

The minimum penalty for a third offense and subsequent offenses under this ordinance shall be five hundred dollars (\$500.00).

Exemption

A reasonable effort should be made by a person not to allow a canine in his/her control to defecate on property not owned by that person owning/controlling the canine. If the owner/person controlling the canine makes a reasonable attempt to remove the feces of that canine in a timely manner they may not be held in violation of this ordinance.

This regulation shall not apply to a dog accompanying any handicapped person who, by reason of his/her handicap, is physically unable to comply with the requirements of this section.

APPROVED

10-12-2010

Attested:
[Signature]
City Clerk

adopted + approved
10-12-10

2C. SIGN WARRANT FOR NOVEMBER 2ND, 2010 MUNICIPAL ELECTION

MOTION MILLER SECOND CRITCHLEY
To sign the warrant for the November 2nd, 2010 election.

PASSED 3-0

2D. VETERAN'S DAY PROCLAMATION

MOTION MILLER SECOND CRITCHLEY
To approve the Veteran's Day Proclamation as submitted and that it to be signed by Chairman, Bob Peacock upon his return.

PASSED 3-0

3. ACTION ON PUBLIC HEARING

MOTION CRITCHLEY SECOND MILLER
To approve the Canine Waste Ordinance with the wording to be changed to reflect that the dog is unaware that it is defecating on private property and that if the owner responds immediately with an effort that they wouldn't be fined.

PASSED 3-0

4. MINUTES OF MEETINGS

MOTION CRITCHLEY SECOND MILLER
To approve the minutes of July 15th, 2010 and September 13th, 2010 as presented.

PASSED 3-0

5. DEPARTMENT REPORTS

Interim Chairman, Earl Small, asked of the City Manager if there was anything pressing that needed their attention at this evening's meeting. He responded that all reports are available at City Hall for review.

MOTION CRITCHLEY SECOND MILLER
To table the Department Reports and take them up at the next meeting on November 8th, 2010.

Donald Sutherland from the audience asked about the Council approving a resolution for a grant. The City Manager advised that this would fall under boards and committees.

PASSED 3-0