

TOWN OF BIRCHWOOD

ORDINANCE # 002A-2017

ANIMAL FECES

1.) It shall be unlawful for any person to cause or permit any animal, specifically including, but not limited to, dogs, cats, horses, mules, cattle, and oxen to be on a property, public or private, including public rights-of-way or in any park in the Town of Birchwood, that is not owned or possessed by such person unless such person has, in his or her immediate possession, an appropriate device for scooping excrement and an appropriate depository for the transmission of excrement to a receptacle located upon property owned or possessed by such person. Any person causing or permitting an animal to be on property, including public right-of-way or in any park in the Town of Birchwood, that is not owned or possessed by such person shall immediately remove all excrement of such animal to a receptacle located upon property owned or possessed by such person. "Public right-of-way" includes streets and bridges together with the entire width between the boundary lines of every way open to the use of the public as a matter of right for the purpose of travel and includes the sidewalk and terrace to the roadway.

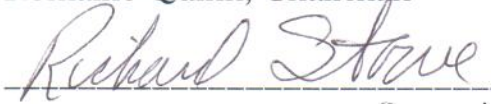
2.) Notwithstanding Paragraph 1), horses, mules, cattle, and oxen must be equipped with adequate devices including, but not limited to, a diapering apparatus, to prevent manure and/or other excrement from being deposited or left upon public rights-of-way, parks or upon other public or private property not owned or possessed by the person utilizing any such animal. It shall be the responsibility of the person utilizing any such animal to see that the diapering apparatus or similar device is maintained in working order and to remove any excrement which shall fall as required in Paragraph 1).

3.) Any person violating this ordinance shall be subject to a forfeiture of not less than \$ 20.00 nor more than \$ 1,000.00.

Adopted: 9-11-2017

Posted/Published: 9-15-17


Romaine Quinn, Chairman


Richard Stove
, Supervisor


, Supervisor

Attest: Nicole Minnick
, Clerk/Treasurer