

**Ordinance No. 2022-11**

**PET WASTE DISPOSAL**

WHEREAS, the Common Council of the City of Delphi recognizes that in order to promote the public health and the visual appeal of the City of Delphi, pet waste should be handled in a sanitary manner that promotes the same.

**WHEREFORE, IT IS HEREBY ORDAINED THAT** in order to establish requirements for the proper disposal of solid pet waste in the City of Delphi, Indiana, so as to protect the public health, safety, and welfare, and to prescribe penalties for failure to comply, the following is hereby added to the Code of Ordinances of the City of Delphi, Indiana:

SECTION I: DEFINITIONS. For the purpose of this chapter, the following terms, phrases, words and their deviations shall have the meaning stated herein unless their use in the text of this chapter clearly demonstrates a different meaning.

*Immediate* is defined as at once and without delay.

*Owner/Keeper* is defined as any person who possesses, maintains, houses, or harbors any pet, or who otherwise has custody of any pet, whether or not the owner of such pet.

*Person* is defined as any individual, corporation, company, partnership, firm, association, or political subdivision subject to this chapter.

*Pet* is defined as a domesticated animal, that is not a disability assistance animal, which is kept for amusement or companionship.

*Pet solid waste* is defined as waste matter expelled from the bowels of the pet; excrement.

*Proper disposal* is the placement of pet solid waste in a designated waste receptacle 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.

SECTION II: REQUIREMENT FOR DISPOSAL. All pet owners/keepers are required to immediately and properly dispose of the pet solid waste issued by a pet in their possession on any property, public or private, not owned or possessed by that person.

SECTION III: EXEMPTIONS. Any owner/keeper who requires the use of a disability assistance animal shall be exempt from the provisions of this section while such animal is being used for such purpose. This chapter shall not apply to K-9 police officers.

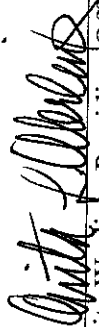
SECTION IV: ENFORCEMENT. The provisions of this chapter will be enforced by the City of Delphi Police Department and the Code Enforcement Officer.

SECTION V: VIOLATIONS AND PENALTY. Any person who shall violate or fail to comply with any provision of this chapter, or who shall counsel, aid, or abet any such violation or failure to comply shall be deemed guilty of an offense and shall be punished by a fine as set in the Ordinance Violation Bureau Schedule of Ordinance Violations. Any violation of this chapter not listed in the Schedule of Ordinance Violations shall be punished by a fine not to exceed the statutory limit for ordinance violations. Each occurrence of a violation shall constitute a separate offense.

Passed and adopted by the Common Council of the City of Delphi, Indiana, this 2<sup>nd</sup> day of May, 2022.


Passage by a Majority of the Common Council:

  
Attest: Leanne Aldrich, Clerk-Treasurer

  
Anita Werling, Presiding Officer

Approved / Vetoed by me, the Mayor, this 2<sup>nd</sup> day of May, 2022.

  
Attest: Leanne Aldrich, Clerk-Treasurer

  
Anita Werling, Presiding Officer