

**ORDINANCE #473**

**AN ORDINANCE TO PROMOTE THE GENERAL HEALTH, SAFETY AND WELFARE WITHIN THE CITY OF HAYWARD**

**Re: Animal Defecation on Public or Private Property Regulated**

The Common Council of the City of Hayward do ordain as follows:

- (1) No owner or keeper shall suffer or permit any animal to defecate upon any property other than that of animal owner or keeper without immediately causing such defecation to be removed there from and properly disposed of. Proper disposal of dog waste shall be limited to burial where lawfully permitted, flushing in the toilet and disposal in a waste receptacle so designated in a public park or park area, wherein dogs are permitted.
- (2) No owner or keeper of any animals shall appear with such animal on any sidewalk, street, park or other public area or on any private property neither owned nor occupied by said person without the means of removal of any feces left by the animal.
- (3) Any person violating any provision of this Ordinance within a one (1) year period may be subject to a forfeiture as set forth below:

First Offense	\$50.00	plus applicable Court costs
Second Offense	\$100.00	plus applicable Court costs
Third Offense	\$200.00	plus applicable Court costs
Fourth Offense	\$500.00	plus applicable Court costs

- (4) Any amendments to the forfeiture of any violation of this Ordinance may be established by a resolution adopted by a majority vote of the Common Council of the City of Hayward.

Invalidation of any part of this Ordinance by a court of law shall not invalidate the remaining portions thereof. This Ordinance shall become effective upon its passage by the Common Council of the City of Hayward and publication thereof as provided by law.

Motion By: Ald. Munich

Seconded By: Ald. Speros

Ayes (8) Nays (0)

Passed this 20th day of August, 2007.

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\* Thomas J. Duffy-Mayor

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\* Lucy Gunther-City Clerk

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