

Code Ordinance

Sponsored By: Council Member Harvey

Introduced: September 10, 2018

Public Hearing: September 24, 2018

Amended: September 24, 2018

Adopted: September 24, 2018

Yes: Burney, Dryden, Graham, Harvey, Ledford, O'Barr

No: None

Absent: None

**City of Wasilla  
Ordinance Serial No. 18-28 (AM)**

**An Ordinance Of The Wasilla City Council Enacting WMC Chapter 8.16 Animal Solid Waste Disposal, To Establish Requirements For The Immediate Removal Of Animal Solid Waste On Public Property, And Amending WMC 1.20.030, Disposition Of Scheduled Offenses – Fine Schedule, To Establish A Fine For Failure To Comply.**

**Section 1. Classification.** This ordinance is of a general and permanent nature and shall become part of the city code.

**Section 2. Enactment of chapter.** WMC 8.16 Animal Solid Waste Disposal, is hereby enacted to read as follows:

**WMC 8.16 Animal Solid Waste Disposal**

**8.16.010 Purpose.**

**The purpose of this chapter is to establish requirements for the proper disposal of animal solid waste to protect public health, safety, and welfare, and to prescribe penalties for failure to comply.**

**8.16.020 Definitions.**

**When used in the chapter, the following words and phrases shall have the meanings set forth in this section:**

**“Animal” means vertebrate domestic or domesticated members of the Animalia Kingdom.**

Bold & Underline, added. ~~Strikethrough~~, deleted

“Animal solid waste” means waste matter expelled from the bowels of the animal; excrement.

“Immediate” means that the animal solid waste is removed at once, without delay.

“Person” means any person, group of persons, association or corporation owning, keeping, taking care of, having custody of, having control over, or harboring an animal.

“Proper disposal” means placement in a 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. Disposal into a waterway, storm drain, or stormwater system is strictly prohibited.

#### 8.16.030 Requirement for disposal

All persons shall immediately and properly dispose of their animal’s solid waste deposited on public property, except that any person 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 that purpose.

#### 8.16.040 Remedies and Penalties.

Remedies and penalties for violations of this chapter are as provided in Chapter 1.20.

**Section 3. Amendment of subsection.** WMC 1.20.030(C), Disposition of Scheduled Offenses – Fine Schedule, is hereby amended as follows:

CODE SECTION	DESCRIPTION OF OFFENSE	FINE
<b><u>WMC 8.16.030<sup>1</sup></u></b>	<b><u>Failure to Properly Dispose of Animal Solid Waste – 1<sup>st</sup> Offense</u></b>	<b><u>Warning</u></b>
<b><u>WMC 8.16.030<sup>2</sup></u></b>	<b><u>Failure to Properly Dispose of Animal Solid Waste – 2<sup>nd</sup> Offense</u></b>	<b><u>\$100</u></b>

**Section 4. Effective date.** This ordinance shall take effect upon adoption by the Wasilla City Council.

ADOPTED by the Wasilla City Council on September 24, 2018.

  
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 BERT L. COTTLE, Mayor

ATTEST:

  
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 JAMIE NEWMAN, MMC, City Clerk

[SEAL]

<sup>1</sup> Clerk’s Note: The reference to section “030” in Section 3 was added to the ordinance after adoption under WMC 2.08.090.

<sup>2</sup> Clerk’s Note: The reference to section “030” in Section 3 was added to the ordinance after adoption under WMC 2.08.090.


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CITY OF  
**WASILLA**  
 • ALASKA •

**CITY COUNCIL LEGISLATION STAFF REPORT**

**Ordinance Serial No. 18-28: Enacting WMC Chapter 8.16 Animal Solid Waste Disposal, To Establish Requirements For The Immediate Removal Of Animal Solid Waste On Public Property, And Amending WMC 1.20.030, Disposition Of Scheduled Offenses – Fine Schedule, To Establish A Fine For Failure To Comply.**

Originator: City Clerk for Council Member Harvey   
 Date: 8/29/2018 Agenda of: 9/10/2018

Route to:	Department Head	Signature	Date
X	Chief of Police		8/30/18
X	Public Works Director		8/30/18
X	Recreation Services Director		8-30-18
X	Finance Director		8-30-18
X	Deputy Administrator		8/30/18
X	City Attorney		8/31/18
X	City Clerk		8/30/18

Reviewed by Mayor Bert L. Cottle:  8/30/2018

**Fiscal Impact:**  yes or  no

**Attachments:** Ordinance Serial No. 18-28 (3 pages)

**Summary Statement:** Ordinance Serial No. 18-28 is sponsored by Council Member Harvey. The ordinance seeks to require the immediate removal and disposal of animal feces on public property by the person having control over the animal. Additionally, the ordinance establishes a fine for failure to properly dispose of the waste.

**Staff Recommendation:** Introduce and set the ordinance for public hearing.