

ORDINANCE NO. 6010, AS AMENDED

AN ORDINANCE AMENDING FAIRBANKS GENERAL CODE CHAPTER 46, ARTICLE IV, DIVISION 3 LITTERING, BY ADDING A VIOLATION FOR FAILING TO REMOVE PET EXCREMENT AND ADDING A REFERENCE IN CHAPTER 6 ANIMALS

WHEREAS, citizens have expressed concern over the amount of dog excrement deposited on city streets and sidewalks; and

WHEREAS, the current Fairbanks North Star Borough Code Section 6.24.020 makes it a violation if pet owners fail to pick up after their pets; **and**

WHEREAS, canine parvovirus type 2 (parvo) is highly contagious and is spread from dog to dog by direct or indirect contact with dog feces,

NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF FAIRBANKS, ALASKA, as follows:

SECTION 1. That Fairbanks General Code, Chapter 46, Article IV, Division 3 Littering, Section 46-162 Offense, is amended by adding a new subsection (10) as follows:

Sec. 46-162. Offense.

A person commits the offense of littering if he:

* * * * *

(10) As a dog or cat owner fails to remove the excrement deposited by his dog or cat on any public way, as defined in Sec. 46-1, or on any other person's property. Special events involving but not limited to dog racing and parades are exempt from this subsection.

SECTION 2. That Fairbanks General Code Section 46-164, Penalty, is amended as follows [new text in **bold/underline** font; deleted text in ~~strike~~through font]:

Sec. 46-164. Penalty.

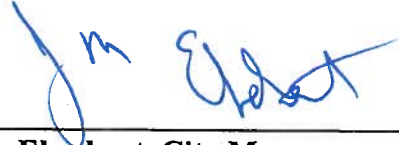
Littering is an offense amenable to disposition without court appearance pursuant to AS 29.25.070 and the Alaska Minor Offense Rules upon payment of a fine of \$250.00 **for violation of Sec. 46-162 (1) through (9) and upon payment of a fine of \$100.00 for violation of 46-162 (10)** and payment of the state surcharge required by AS 12.55.039 and AS 29.25.074. ~~These~~ **This** fines may not be judicially reduced.

SECTION 3. That Fairbanks General Code, Chapter 6, is amended by adding a new section as follows:

Sec. 6-3. Removal of pet excrement.

Failure of a dog or cat owner to remove the excrement deposited by his dog or cat on any public way or on another person's property is made a minor offense under Chapter 46, Article IV, Division 3 Littering, Section 46-162(10).

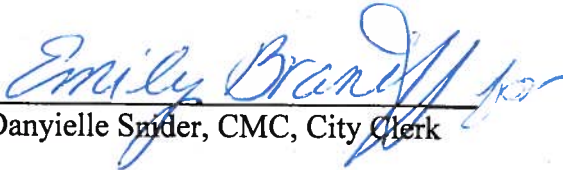
SECTION 4. That the effective date of this Ordinance shall be the 28th day of May 2016.



John Eberhart, City Mayor

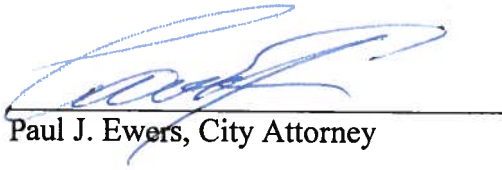
AYES: Huntington, Matherly, Gatewood, Pruhs, Cleworth
NAYS: None
ABSENT: None
ADOPTED: May 23, 2016

ATTEST:



D. Danyielle Snider, CMC, City Clerk

APPROVED AS TO FORM:



Paul J. Ewers, City Attorney