

1 Ordinance No. 2021-004

2
3 AN ORDINANCE AMENDING PROVIDENCE CITY CODE (PCC) TITLE 5 CHAPTER 1 ANIMAL
4 CONTROL SECTION 30 RESPONSIBILITY

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6 WHEREAS, UCA § 10-3-701 states, “except as otherwise specifically provided, the governing
7 body of each municipality shall exercise its legislative power through ordinances.” and

8
9 WHEREAS, Providence City has ordinances in place to regulate, control, and protect animals
10 existing within Providence City; and

11
12 WHEREAS, the City Council desires to clarify the responsibility of persons to remove animal
13 waste from private and public property; and

14
15 WHEREAS, PCC 5-1-30: currently reads:

16 *5-1-30 Responsibility*

- 17 A. *No person shall create or maintain any condition or keep any animal, fowl, household*
18 *pet, or insect under his/her jurisdiction in such a way that such condition or operation is*
19 *likely to cause the transmission of any diseases.*
20 B. *No owner, keeper, caretaker, or attendant of an animal, shall allow an animal to*
21 *defecate on private or public property other than his/her own. If such animal does*
22 *defecate upon public or private property, the owner, keeper, caretaker, or attendant*
23 *must immediately and thoroughly clean the fecal matter from such property.*
24 C. *Anyone walking, driving, or riding an animal on public or private property other than*
25 *his/her own must carry with him/her visible means of cleaning up any fecal matter left*
26 *by the animal. Animals used during parades or used in law enforcement are exempt from*
27 *this section.*
28 D. *No vehicle, trailer or other conveyance used to transport animals shall be cleaned out*
29 *and the fecal matter deposited upon any public property.*
30 E. *No animals are allowed in City parks unless the area is designated for animals. This shall*
31 *not apply if a City sponsored event includes animals to be allowed for the event.*
32

33 WHEREAS, City staff recommends the following amendments:

34 *5-1-30 Responsibility*

- 35 A. *No person shall create or maintain any condition or keep any animal, fowl, household*
36 *pet, or insect under his/her jurisdiction in such a way that such condition or operation is*
37 *likely to cause the transmission of any diseases.*
38 B. *No owner, keeper, caretaker, or attendant of an animal, shall allow an animal to*
39 *defecate on ~~private or public property other than his/her own~~, including but not limited*
40 *to: sidewalks, streets, planting strips, parking lots, parks, trails, and recreational areas or*
41 *on private property not in the ownership or control of the person having control or*
42 *purporting to have control over or charge of such animal. If such animal does defecate*
43 *upon public or private property, the owner, keeper, caretaker, or attendant must*
44 *immediately and thoroughly clean the fecal matter from such property.*
45 C. *Anyone walking, driving, or riding an animal on public or private property other than*
46 *his/her own must carry with him/her visible means of cleaning up any fecal matter left*
47 *by the animal. Animals used during parades or used in law enforcement are exempt*
48 *from this section.*

- 1 D. No vehicle, trailer or other conveyance used to transport animals shall be cleaned out
- 2 and the fecal matter deposited upon any public property.
- 3 E. No animals are allowed in City parks unless the area is designated for animals. This shall
- 4 not apply if a City sponsored event includes animals to be allowed for the event.
- 5 F. Any person violating the foregoing subsections shall be guilty of an infraction and shall
- 6 be subject to a fine of not more than fifty dollars (\$50).

7
8 THEREFORE be it ordained by the Providence City Council

- 9 • The above code amendment shall be approved
- 10 • This ordinance shall become effective immediately upon passage and posting or 30 days
- 11 after final passage, whichever is closer to the date of final passage.

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13 Passed by vote of the Providence City Council this 21st day of April 2021.

14
15 Council Vote:

16 Eck, Kristina	(X) Yes	() No	() Excused	() Abstained	() Absent
17 Kirk, Carrie	(X) Yes	() No	() Excused	() Abstained	() Absent
18 Paulsen, Joshua	(X) Yes	() No	() Excused	() Abstained	() Absent
19 Sealy, Jeanell	(X) Yes	() No	() Excused	() Abstained	() Absent
20 Speth, Brent	(X) Yes	() No	() Excused	() Abstained	() Absent

21
22 Signed by Mayor John Drew this 29th day of April 2021.

23
24 Providence City

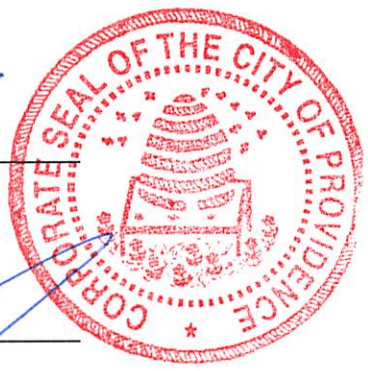
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26 _____
27 John Drew, Mayor

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29 Attest:

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31 _____
32 Tyler Cameron, Recorder



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