

ORDINANCE NO. 21- 02

AN ORDINANCE OF THE CITY OF PURCELL, OKLAHOMA ADOPTING AND ENACTING A NEW SECTION, DESIGNATED AS SECTION 10-7 TO CHAPTER 10 (ANIMALS), ARTICLE I (IN GENERAL) OF THE PURCELL CODE OF ORDINANCES; MAKING IT UNLAWFUL TO ALLOW ANIMALS TO DEFECATE IN CERTAIN AREAS WITHOUT REMOVING AND DISPOSING OF ANY SOLID WASTE DEPOSITED BY SAID ANIMAL; PROVIDING FOR PENALTY; PROVIDING FOR SEVERABILITY; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; AND DECLARING AN EMERGENCY.

EMERGENCY ORDINANCE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PURCELL, OKLAHOMA, THAT:

SECTION 1. CITATION.

The following shall be added to the Purcell Code of Ordinances as SECTION 10-7 , Article I, Chapter 10 and shall read in its entirety as hereinafter set forth.

SECTION 2. DEFECATING ON SIDEWALKS, PUBLIC PARKS, ALLEYS, OTHER PLACES OPEN TO THE PUBLIC OR ON CERTAIN PRIVATE PROPERTY PROHIBITED; POSSESSION OF WASTE REMOVAL EQUIPMENT REQUIRED; PROHIBITION OF SIMILAR ACTS.

(a) It shall be unlawful for the owner, keeper, or person having control of any animal to fail to immediately remove and dispose of in a sanitary manner any solid waste deposited by such animal upon any sidewalk, public park, alley, other place open to the public, or from private property before the owner leaves the immediate area where the solid waste was deposited.

(b) It shall be unlawful for the owner, keeper, or person having control of any animal to fail to have in his/her possession the equipment necessary to remove his/her animal's solid waste when accompanied by said animal on public property or public easement.

(c) It shall be unlawful for the owner, keeper or person having control of any animal to permit such animal to destroy or damage property of any kind or to deposit solid waste or to commit a similar prohibited act on the private property of a person or the property of the City, including its parks and playgrounds, or any property other than that of the owner of the animal.

SECTION 3. PENALTY

Any person who violates the provisions of this ordinance is guilty of an offense and upon conviction shall be punished by a fine not exceeding \$200.00 and payment of all cost and fees associated therewith including any and all fees associated with impoundment of an animal.

SECTION 4. PROVISIONS SEVERABLE.

The provisions of this ordinance are hereby declared to be severable; and if any section, paragraph, sentence or clause of this article is for any reason held invalid or inoperative by a court of competent jurisdiction, such decision shall not affect any other section, paragraph, sentence or clause hereof.

SECTION 5. REPEALER.

All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 6. EMERGENCY.

Whereas, it being immediately necessary for the preservation of the peace, health, welfare and safety of the City of Purcell, Oklahoma, and the inhabitants thereof that provisions of the ordinance be put into full force and effect, an emergency is hereby declared to exist.

ADOPTED AND PASSED by the Council of the City of Purcell, Oklahoma, on the 5th
day April, 2021.

Signed by the Mayor of the City of Purcell, Oklahoma, on the 5th day of April, 2021.

ATTEST:

CITY CLERK

Noreen Kennedy

MAYOR

Ted Cox

APPROVED as to form this 5th day of April, 2021.

Ted W. Haxel, City Attorney

