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**VILLAGE OF SUGAR GROVE  
BOARD REPORT**

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**TO:** VILLAGE PRESIDENT & BOARD OF TRUSTEES  
**FROM:** CYNTHIA GALBREATH  
**SUBJECT:** DISCUSSION: REGULATION OF ANIMAL WASTE  
**AGENDA:** SEPTEMBER 6, 2016 COMMITTEE OF THE WHOLE  
**DATE:** FEBRUARY 22, 2016

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**ISSUE**

Shall the Village Board amend Village Code 5-4, Animal Control regarding animal waste.

**DISCUSSION**

The Village Board recently passed an amendment to the animal control ordinance to help insure proper control of pets while an animal is off the owner or guardians premise. This amendment sparked conversation in the community regarding the removal of pet waste.

Staff polled other municipalities and found that many require pet owners to have in their possession, when off premises with their pet, a container to be used to remove any pet deposits. Some go as far as to say it must be visible and must be taken back to the owner/guardians property for proper disposal. A few also included that it should not be allowed to accumulate even on the owner's property. Most set a fine of \$25.00 to \$150.00 per occurrence.

The Village Code currently states:

**5-4-10: REMOVAL OF ANIMAL DEPOSITS REQUIRED:**

No person who harbors or is in charge of any dog, cat or other animal shall suffer or allow such dog, cat or other animal to soil, defile, defecate on or commit any nuisance on any common thoroughfare, sidewalk, passageway, bypath or play area, in any place where people congregate or walk, or upon any public property whatsoever or upon any private property without the permission of the owner of said property, unless:

A. Removal Of Feces: The person who so curbs such dog, cat or other animal shall immediately remove all feces deposited by such dog, cat or other animal by any sanitary method.

B. Disposal Of Feces: The feces removed shall be disposed of by the person owning, harboring, keeping or in charge of any dog, cat or other animal curbed in accordance with the provisions of this Chapter in a sanitary manner. (Ord. 620, 5-15-1995)

The following are excerpts that represent other municipal codes regarding animal control and pet deposits.

- It shall be unlawful for any person to cause or permit a dog to be on any property, public or private, not owned or possessed by such person unless such person has in his immediate possession a device for the removal of excrement and a depository for the transmission of excrement to a receptacle located upon property owned or possessed by such person.
- The owner of every animal shall be responsible for the removal and sanitary disposition of any excreta deposited by his animal anywhere in the village. When accompanying the animal outside his premises, the owner shall have visible on his person suitable means for the removal of such excreta which will then be placed in a refuse container for sanitary removal. The legally blind which are being led outside of their premises by a guide dog shall be exempt from this section.
- No animal owner shall allow feces to accumulate on any premise or property including the owner's property to the point it becomes offensive to others in the area. An owner shall immediately remove and dispose of any excreta from his/her animal left on the property of another, and when accompanying the animal off of the owner's property, an owner shall have on his person suitable means for removal of his/her animal's excreta and shall immediately remove and dispose of any feces left by the animal.

Staff is asking that the Board discuss amending Sugar Grove code regarding the removal of waste deposits left by animals and if so what the fine should be. Under current code if a person left behind an animal deposit the fine set by code is \$100.00.

## **COST**

There is no cost for the discussion of amending this ordinance

## **RECOMMENDATION**

That the Board discuss amending the Code of Ordinance regarding Animal Control and direct staff accordingly.