
**VILLAGE OF SUGAR GROVE
BOARD REPORT**

TO: VILLAGE PRESIDENT & BOARD OF TRUSTEES
FROM: CYNTHIA GALBREATH
SUBJECT: ORDINANCE: AMENDING 5-4 OF THE VILLAGE CODE - REGULATION OF ANIMAL WASTE
AGENDA: OCTOBER 4, 2016 CONSENT AGENDA
DATE: SEPTEMBER 27, 2016

ISSUE

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

DISCUSSION

Amending Village Code regarding the removal of animal waste was discussed at September 6th Committee of the Whole. The Board asked that staff work with Attorney's to draft an ordinance that would require that a person must carry an means for removal of waste, that no waste be allowed to be left accumulate on the owners property, and that all waste products be disposed of properly.

An Ordinance (attached) containing the following has been prepared:

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, except in accordance with the following provision:

Removal Of Feces: No person shall appear with a dog, cat or other animal upon the public ways or within public places or upon the property of another, absent that person's consent, without possessing a sanitary means for the immediate removal of feces; nor shall any such person fail to immediately remove any feces deposited by such dog, cat or other animal. Feces from a dog, cat or other animal deposited upon any private property must be collected and removed daily by the property's owner or agent.

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.

COST

The costs for preparation and codification of the amended ordinance are budgeted.

RECOMMENDATION

That the Board Adopt Ordinance 20161006A amending 5-4 Code of Ordinances.



**VILLAGE OF SUGAR GROVE
KANE COUNTY, ILLINOIS**

Ordinance No. 20161004A

**An Ordinance Amending Title 5, Chapter 4 of the Village Code
Village of Sugar Grove,
Kane County, Illinois**

Adopted by the
Board of Trustees and President
of the Village of Sugar Grove
this 4th day of October 2016.

Published in Pamphlet Form
by authority of the Board of Trustees
of the Village of Sugar Grove, Kane County,
Illinois, this 4th day of October, 2016.

ORDINANCE NO. 20161006A

**An Ordinance Amending Title 5, Chapter 4 of the Village Code
Village of Sugar Grove,
Kane County, Illinois**

BE IT ORDAINED by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, as follows;

WHEREAS, the Village of Sugar Grove is not a home rule municipality within Article VII, Section 6A of the Illinois Constitution, and accordingly, seeks to act pursuant to the powers granted to it under 65 ILCS 5/1-1 *et seq.*; and,

WHEREAS, the Village of Sugar Grove seeks to promote the health, safety, and general welfare of the community by reviewing and updating its ordinances from time to time; and,

WHEREAS, pursuant to these powers, the Village of Sugar Grove wishes to amend Section 5-4-10 of the Village of Sugar Grove Code of Ordinances to amend its regulations regarding pet deposits on public and private property, and;

NOW THEREFORE BE IT ORDAINED by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, as follows;

SECTION ONE:

The Village Code of Ordinances Section 5-4-10 is hereby amended to read as follows:

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, except in accordance with the following provision:

A. Removal Of Feces: No person shall appear with a dog, cat or other animal upon the public ways or within public places or upon the property of another, absent that person's consent, without possessing a sanitary means for the immediate removal of feces; nor shall any such person fail to immediately remove any feces deposited by such dog, cat or other animal. Feces from a dog, cat or other animal deposited upon any private property must be collected and removed daily by the property's owner or agent.

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.

SECTION TWO: GENERAL PROVISIONS

REPEALER: All ordinances or portions thereof in conflict with this ordinance are hereby repealed.

SEVERABILITY: Should any provision of this Ordinance be declared invalid by a court of competent jurisdiction, the remaining provisions will remain in full force and effect the same as if the invalid provision had not been a part of this Ordinance.

EFFECTIVE DATE: This Ordinance shall be in full force and effect on and after its approval, passage and publication in pamphlet form as provided by law.

PASSED AND APPROVED by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, this 4th day of October 2016.

P. Sean Michels
President of the Board of Trustees
of the Village of Sugar Grove, Kane
County, Illinois

ATTEST: _____
Cynthia L. Galbreath
Clerk, Village of Sugar Grove

	Aye	Nay	Absent	Abstain
Trustee Kevin Geary	___	___	___	___
Trustee Mari Johnson	___	___	___	___
Trustee Sean Herron	___	___	___	___
Trustee Ted Koch	___	___	___	___
Trustee Rick Montalto	___	___	___	___
Trustee David Paluch	___	___	___	___
Village President P. Sean Michels	___	___	___	___