

ORDINANCE NO. 10-04

**AN ORDINANCE PROHIBITING
PUBLIC NUISANCE CONDITIONS
IN THE VILLAGE OF SPENCER, OHIO,
AND DECLARING AN EMERGENCY**

BE IT ORDAINED by the Council of the Village of Spencer, Ohio, three-fourths (3/4) of its members concurring herein as follows:

(A) No person shall keep or harbor any animal or fowl in the Municipality so as to create noxious or offensive odors or unsanitary conditions which are a menace to the health, comfort, or safety of the public.

(B) No person being the owner or in charge or control of any animal shall permit the animal to defecate upon any public or private land other than the land where the owner or person in charge of such animal resides.

(C) The owner or person in charge or control of any animal which defecates on any such prohibited land shall immediately clean such defecation and cause its removal to a proper receptacle.

(D) The owner or person in charge of any animal shall keep the property where he resides in a clean and sanitary condition by regularly removing the defecation of his animal to prevent accumulation.

(E) The accumulation of defecation of any animal is hereby created to be a nuisance condition if it creates an unsanitary or unhealthy condition and is a violation of this section.

(F) This section shall not apply to any animal which has been expressly invited to enter upon private property by the owner or person in charge of such animal.

(G) Whoever violates this section is guilty of a minor misdemeanor.

This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the peace, health, safety, and general welfare of the residents of the Village of Spencer, and shall be in full force and effect from and after its passage.

PASSED: July 28, 2004



TOMMY RAMEY, Mayor

Attest:



RHONDA R. RIFFLE, Village Fiscal Officer