

AN ORDINANCE

AMENDING THE LEON VALLEY CITY CODE OF ORDINANCES, CHAPTER 2, "ANIMAL CONTROL," ARTICLE 2.01 "GENERAL PROVISIONS" BY ADDING SECTION 2.01.016 "ANIMAL WASTE" AND PRESCRIBING A PENALTY OF NO LESS THAN ONE HUNDRED DOLLARS (\$100.00) AND NO MORE THAN ONE THOUSAND DOLLARS (\$1,000.00)

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LEON VALLEY, TEXAS THAT:

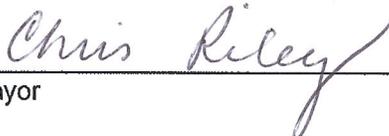
1. The City Code of Ordinances, Chapter 2, "Animal Control," Article 2.01 "General Provisions" is hereby amended by adding new Section 2.01.016 "Animal Waste" to read as follows:

"Sec. 2.01.016 Animal Waste

Every owner or handler of any animal shall promptly, in a sanitary manner, remove and dispose of excreta deposited by their animal on any public or private property not owned or occupied by the animal's owner or handler.

2. Each violation of this ordinance shall be punished by a penalty of a fine of no less than \$100.00 and no more than \$1000.00.
3. This ordinance shall become effective on and after its passage, approval and publication as prescribed by law.

PASSED AND APPROVED this 19th day of October, 2010.



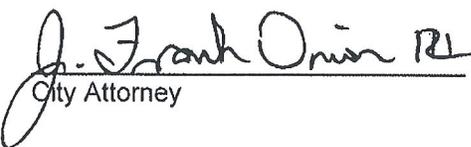
Mayor

ATTEST:



City Secretary

APPROVED AS TO FORM:



City Attorney



MAYOR AND COUNCIL COMMUNICATION

DATE: October 19, 2010
M&C: # 10-18-10

TO: MAYOR AND CITY COUNCIL

SUBJECT: REQUEST TO AMEND THE LEON VALLEY CODE OF ORDINANCES, CHAPTER 2 "ANIMAL CONTROL," ARTICLE 2.01 "GENERAL PROVISIONS," BY ADDING SECTION 2.01.016 "ANIMAL WASTE" AND PROVIDING FOR A PENALTY OF NOT LESS THAN ONE HUNDRED DOLLARS (\$100) NOR MORE THAN ONE THOUSAND DOLLARS (\$1,000)

PURPOSE

This ordinance is being proposed in order to address stormwater runoff and control. The ordinance requires pet owners and pet handlers to dispose of their animals' solid waste (excreta) deposited on any public or private property, not owned or occupied by the animals' owner or handler.

The City Code of Ordinances, Chapter 13 "Utilities," Article 13.09 "Stormwater Management Utility," identifies "pet waste" as non-point source pollutant.

The proposed Pet Waste Ordinance is the next portion of the pollutants that require attention per the Stormwater Management Code. Yard Waste was recognized and approved at the City Council Meeting of September 21, 2010. The purpose of these ordinances is to expound on items not fully addressed in existing Codes thereby acknowledging stormwater management regulations.

S.E.E. IMPACT

Social Equity – the amendment applies to and protects all citizens from pet waste-contaminated stormwater runoff from public properties.

Environmental Stewardship – this ordinance supports the control pet waste contaminating stormwater from public areas.

Economic Development – not applicable.

FISCAL IMPACT

No impact.

APPROVED:  _____ DISAPPROVED: _____

APPROVED WITH THE FOLLOWING COMMENTS: _____

ATTEST:



City Secretary