

ORDINANCE NO. 2020 - _____

AN ORDINANCE PROHIBITING DOMESTIC ANIMALS AND PETS FROM TRESPASSING ON OR IN CERTAIN AREAS OF THE PARKS, REQUIRING REMOVAL OF PET WASTE IN ALL AREAS OF THE PARKS AND TRAILS AND FOR OTHER PURPOSES

WHEREAS, The City of Bryant has experienced a number of problems associated with visitors of the community’s parks allowing their pets to exercise on its sports fields;

WHEREAS, The City now provides access to a park specifically for the exercise and socialization of dogs in relative safety;

WHEREAS, The City of Bryant wishes to provide safe public spaces within its parks for all of its citizens to enjoy;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BRYANT, THAT:

Section 1. Prohibitions.

- A. Owners of domesticated animals, and other pets as defined within the Ordinances of the City of Bryant are prohibited from allowing such animals to enter into or on the areas within the City of Bryant Parks which are designated as sports fields, gardens, splash pads, swimming pools or exercise pools; regardless of the circumstances present at the time of the trespass, except when there is an event occurring within such areas, that is authorized by both the Parks and Animal Control Departments or Law Enforcement is training or exercising their K-9s under supervision; and
- B. Owners of such animals shall not allow their pets to defecate in such areas, and if they do they shall be responsible for removing any feces or waste left behind by such animal(s) immediately, and disposing of such waste properly.

Section 2. Requirements of Owners for Damage and Waste Removal.

- A. Owners of such animals shall be liable for the cost to repair any damage caused by such

animal(s) being on or in these areas regardless if the trespass was intentional or not.

- B. Owners bringing animals into all other areas of the parks, shall be responsible for removing any feces or waste left by their pets in such areas, including but not limited to: green spaces, seating areas, parking areas, trails and sidewalks, and dispose of such waste properly.

Section 3. Enforcement.

- A. The Bryant Animal Control and the Bryant Police Departments shall be responsible to enforce this ordinance.

Section 4. Penalties for Violations.

- A. Any person violating any provision of this code shall be deemed guilty of an unclassified misdemeanor and, upon conviction, shall be punished by a fine of not less than one-hundred-twenty-five dollars (\$125.00) and, no more than five hundred dollars (\$500.00) for each offense.
- B. For violations for which length of time is a factor, the first day of the violation shall constitute a fine of no less than one-hundred-twenty-five dollars (\$125.00) and, no more than five hundred dollars (\$500.00) for each offense; and each subsequent calendar day of the continued violation shall be punishable by a fine of no more than five-hundred dollars for each offense.

Section 4. Provisions Severable.

Should any title, section, paragraph, item, sentence, clause, or phrase of this Ordinance be declared or adjudged invalid or unlawful by a court of competent jurisdiction, such declaration or adjudication shall not affect the remaining portions of the Ordinance which shall remain in full force and effect as if the portion so declared or adjudged or unconstitutional was not originally a part of the Ordinance.

Section 5. Emergency Declared.

This Ordinance is necessary to preserve the public peace, health, safety and welfare, an emergency is declared to exist and this Ordinance shall be in full force and effect from and after the date of its passage.

PASSED AND APPROVED this _____ day of _____ 2020.

Mayor Allen Scott

ATTEST:

Sue Ashcraft, City Clerk