

**ORDINANCE NO. 840**

**AN ORDINANCE REGARDING DOG WASTE DEPOSITED ON PUBLIC WAYS, PUBLIC PLACES OR PROPERTY OF ANOTHER.**

**NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF LYNDON, KANSAS:**

Section 1.


- (a) The person in control of every dog shall be responsible for removal of any waste deposited by their animal(s) on the public rights-of-way, public property or private property of another.
- (b) It is unlawful for the person in control of an animal to allow such dog to defecate on any public property, private property other than that of the owner or person in control of the animal. The fact that the dog(s) was at large at the time it defecated on any property shall constitute prima facie evidence that the owner or person in control of the dog(s) allowed or permitted the dog(s) to act.
- (c) Exceptions:
  - (i) The owner or person in control of the dog immediately removed and cleaned up such dog's waste from public or private property of another; or
  - (ii) The owner or person in control of the dog has a physical disability or visual impairment and the dog is a service animal trained by an accredited institution to provide assistance to physically disabled or visually impaired persons.
- (d) Violation of this Ordinance shall be punishable by a fine of \$25.00 plus applicable court costs.

Section 2. This ordinance shall be effective from and after its publication in the official city newspaper.

**PASSED BY THE GOVERNING BODY** this 1<sup>st</sup> day of March 2021.

  
Steve Morrison, Mayor

ATTEST:

  
Julie Stutzman, CMC  
City Clerk



STATE OF KANSAS, COUNTY OF OSAGE, SS:

I, the undersigned, hereby certify that I am the duly appointed and acting City Clerk of the City of Lyndon, Kansas; that the above Ordinance was passed by the council and approved by the Mayor on the 19<sup>th</sup> day of March 2021, and it was published on the 11<sup>th</sup> day of March 2021, and that the record of the final vote of passage is shown in the minutes of the proceedings of the Governing Body.



*Julie Stutzman, CMC*  
Julie Stutzman, CMC  
City Clerk