



VILLAGE OF CORRALES

ORDINANCE NO. 16-12

AN ORDINANCE RELATING TO DOG WASTE; AMENDING CHAPTER 6 (ANIMALS) OF THE CODE OF ORDINANCES OF THE VILLAGE, BEING ORDINANCE NO. 249, AS AMENDED AND SUPPLEMENTED; REQUIRING OWNERS AND CUSTODIANS OF DOGS TO REMOVE AND PROPERLY DISPOSE OF DOG EXCRETA; PROVIDING A PENALTY FOR VIOLATIONS.

WHEREAS, the Village Council, the governing body of the Village of Corrales (“Governing Body” and “Village”, respectively) is informed that the Rio Grande in the reach from Santa Ana Pueblo south to Sandia Pueblo is designated as “impaired” due to the presence of pollutants, including fecal coliform bacteria; and

WHEREAS, the Governing Body is further informed that canine excreta are estimated to generate approximately thirty percent (30%) of the fecal coliform load on this reach of the Rio Grande; and

WHEREAS, the Village has agreed to cooperate with other local governmental bodies in a regional program to monitor and improve surface water quality under applicable permits issued or to be issued by the U.S. Environmental Protection Agency (“EPA”) under the Clean Water Act; and

WHEREAS, it is therefore incumbent upon the Village to limit and, as far as reasonably possible, eliminate the presence of excreta from dogs in areas where they are likely to be incorporated into water runoff and thus become contributory to the contaminant load of the Rio Grande; and

WHEREAS, the Governing Body therefore finds that Chapter 6 (Animals) of the Code of Ordinances of the Village, being Ordinance No. 249, adopted November 24, 1992, as amended and supplemented, should be amended to require the prompt removal of canine excreta from public places.

NOW, THEREFORE, BE IT ORDAINED by the Governing Body of the Village of Corrales, New Mexico, that: the following provisions are hereby adopted as ordinances of the Village and shall be incorporated in Chapter 6 (Animals) of the Code of Ordinances:

Section 1. It shall be unlawful for any person to permit any dog to defecate on public property, unless the waste so produced is immediately removed and properly disposed of by the person having custody of the dog.

Section 2. A violation of this ordinance shall be punishable by a fine of no more than fifty dollars (\$50.00). for each occurrence.

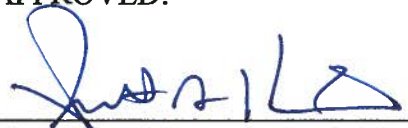
SEVERABILITY CLAUSE: Should any section, paragraph, clause or provision of this Ordinance be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Ordinance. The Governing Body of the Village of Corrales hereby declares that it would have passed this Ordinance and each section, subsection, sentence, clause, word or phrase thereof irrespective of any one or more sections, subsections, sentences, clauses, words or phrases being declared unconstitutional or otherwise invalid.

COMPILING CLAUSE: This Ordinance upon its adoption shall be compiled into and shall be a part of the Code of Ordinances of the Village of Corrales.

EFFECTIVE DATE AND PUBLICATION: This Ordinance shall become effective and be in full force and effect from and after its passage, publication and posting, according to law.

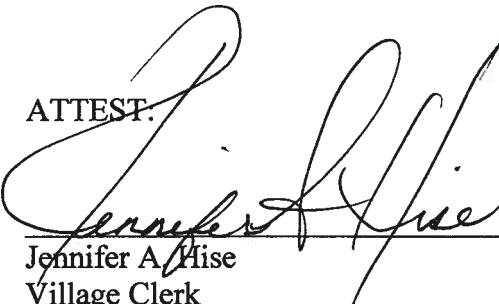
PASSED, APPROVED AND ADOPTED by the Governing Body of the Village of Corrales, New Mexico, this 15th day of November, 2016.

APPROVED:



The Honorable Scott Kominiak
Mayor

ATTEST.



Jennifer A. Hise
Village Clerk