

=====

VILLAGE OF MELROSE PARK  
COOK COUNTY, ILLINOIS

ORDINANCE NO. 996

AN ORDINANCE AMENDING CHAPTER 6.04 "ANIMALS-  
GENERALLY" OF THE MUNICIPAL CODE OF MELROSE PARK  
OF 2004, AS AMENDED, FOR THE VILLAGE OF MELROSE  
PARK, COUNTY OF COOK, STATE OF ILLINOIS.

ADOPTED BY THE  
PRESIDENT AND BOARD OF TRUSTEES  
OF THE  
VILLAGE OF MELROSE PARK

THIS 24<sup>TH</sup> DAY OF JULY 2006

RONALD M. SERPICO, Village President  
MARY ANN PAOLANTONIO SALEMI, Village Clerk

Board Of Trustees

JOHN S. CONTEDEUCA  
CATHLEEN COSSIDENT ITALIA  
THOMAS KLEIN  
RUBEN LOMELI  
ARTURO J. MOTA  
ANTHONY J. PRIGNANO

=====

Published by authority of the  
President and Board of Trustees  
Of the Village of Melrose Park,  
Cook County, Illinois on  
This 25<sup>TH</sup> day of JULY 2006

ORDINANCE NO. 996

AN ORDINANCE AMENDING CHAPTER 6.04 "ANIMALS-GENERALLY" OF THE MUNICIPAL CODE OF MELROSE PARK OF 2004, AS AMENDED, FOR THE VILLAGE OF MELROSE PARK, COUNTY OF COOK, STATE OF ILLINOIS.

\* \* \* \* \*

WHEREAS, the Village of Melrose Park, Cook County, State of Illinois ("the Village") is a duly organized and existing Village created under the provisions of the laws of the State of Illinois, and is now operating under the provisions of the Illinois Municipal Code, and all laws amendatory thereof and supplementary thereto with full powers to enact ordinances for the benefit of the residents of the Village; and

WHEREAS, the Village President, the Honorable Ronald M. Serpico, the Village Clerk, the Honorable Mary Ann Paolantonio Salemi, having taken office on May 2, 2005 and the Village Board of Trustees, the Honorable John S. Conteduca, Cathleen Cossident Italia, Tom "T.K." Klein, Ruben Lomeli, Trustee Arturo J. Mota and Anthony J. Prignano, having taken office on May 2, 2005, constitute the duly elected, qualified and acting officials of the Village; and

WHEREAS, after due investigation, inquiry and consideration, the President and the Board of Trustees are of the opinion that Chapter 6.04 "Animals-Generally" of the Village Code, requires amendment as set forth herein; and

WHEREAS, the enactment of this Ordinance directly pertains to and is in furtherance of the health, welfare and safety of the citizens of the Village Of Melrose Park; and

WHEREAS, to carryout and give effect to the above findings and determinations of the President and Board of Trustees, Chapter 6.04 "Animals-Generally" of the Village Code must be amended; and

WHEREAS, based upon the above findings and recommendations, the President and the Board of Trustees of the Village have determined that it is necessary, advisable and in the best interest of the Village and its citizens to amend Chapter 6.04 "Animals-Generally" for the Village of Melrose Park; and

NOW THEREFORE, BE IT ORDAINED by the Village President and the Board of Trustees of the Village of Melrose Park, Cook County Illinois, as follows:

**ARTICLE I.  
IN GENERAL**

**Section 01. Incorporation Clause.**

The President and Board of Trustees of the Village (the "Village Board") hereby find that all of the recitals hereinbefore stated as contained in the preambles to this Ordinance are full, true and correct and does hereby, by reference, incorporate and make them part of this Ordinance as legislative findings.

**Section 02. Purpose.**

The purpose of this Ordinance is to make a certain amendment to Chapter 6.04 "Animals-Generally" of the Municipal Code of Melrose Park, Illinois of 2004 (the "Village Code").

**Section 03. Invocation of Authority.**

This ordinance is enacted pursuant to the police powers and authority granted to this Village by the Constitution of the State of Illinois and the Illinois Compiled Statutes.

**Section 04. State Law Adopted.**

All applicable provisions of the Illinois Compiled Statutes, including the Illinois Municipal Code, as may be amended from time to time, relating to the purposes of this ordinance are hereby incorporated herein by reference.

**Sections 05-09. Reserved.**

**ARTICLE II.  
AMENDMENT TO CHAPTER 6.04.**

**Section 10.00 Amendment to Chapter 6.04 "Animals-Generally".**

That Chapter 6.04 "Animals-Generally", of the Village Code is hereby amended by the addition of the following section, which shall read as follows:

**6.04.081 Animal Waste**

- a. No person shall harbor or keep any animal, which causes a nuisance by defecating or urinating upon any public street, sidewalk or any other public place or upon any premises not owned or occupied by the person owning or keeping such animal.
- b. The owner of every animal within the Village shall be responsible for the removal and sanitary disposal of that animal's bodily waste product and excreta so as to maintain the owner's premises and all and any other property in the Village in a clean and sanitary condition. The owner, attendant or other person in charge of any animal outside the premises to which the animal is licensed shall have on his person a suitable and appropriate means for removal and sanitary disposal of that animal's body waste product and excreta.
- c. Any person violating this subsection shall be punished by a fine not exceeding seven hundred fifty dollars and 00/100 (\$750.00).

**Section 11.00 Other Actions Authorized.**

The officers, employees and/or agents of the Village shall take all action necessary or reasonably required to carry out, give effect to and consummate the amendment contemplated by this Ordinance and to take all action necessary in conformity therewith. The officers, employees and/or agents of the Village are

specifically authorized and directed to draft and disseminate any and all necessary forms to be utilized in connection with this amendment.

**ARTICLE III.  
SAVINGS CLAUSES,  
PUBLICATION, EFFECTIVE DATE**

**Section 12.00 Headings.**

The headings for the articles, sections, paragraphs, and sub-paragraphs of this Ordinance are inserted solely for the convenience of reference and form no substantive part of this Ordinance nor should they be used in any interpretation or construction of any substantive provisions of this Ordinance.

**Section 13.00 Severability.**

The provisions of this Ordinance are hereby declared to be severable and should any provision, clause, sentence, paragraph, sub-paragraph, section, or part of this Ordinance be determined to be in conflict with any law, statute or regulation by a court of competent jurisdiction, said provision shall be excluded and deemed inoperative, unenforceable, and as though not provided for herein, and all other provisions shall remain unaffected, unimpaired, valid and in full force and effect. It is hereby declared to be the legislative intent of the Board of Trustees that this Ordinance would have been adopted had not such unconstitutional or invalid provision, clause, sentence, paragraph, sub-paragraph, section, or part thereof had not been included.

**Section 14.00 Superseder.**

All code provisions, ordinances, resolutions and orders, or parts thereof, in conflict herewith, are to the extent of such conflict hereby superseded.

**Section 15.00 Publication.**

A full, true and complete copy of this Ordinance shall be published in pamphlet form or in a newspaper published and of general circulation within the Village as provided by the Illinois Municipal Code, as amended.

/ / /

/ / /

/ / /

/ / /

/ / /

/ / /

/ / /

/ / /

/ / /

/ / /

/ / /

/ / /

/ / /

/ / /

/ / /

/ / /

/ / /

/ / /

/ / /

**Section 16.00 Effective date**

This Ordinance shall be in full force and effect upon passage, approval and publication, as provided by law.

On The Individual Poll And Voice Vote Of The Board Of Trustees:

AYE VOTES: Trustee Conteduca, Trustee Klein, Trustee Lomeli,  
Trustee Mota, Trustee Prignano

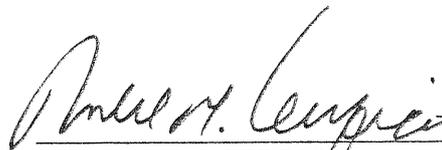
NAY VOTES:

ABSTAIN:

ABSENT: Trustee Italia

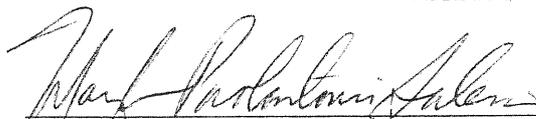
SO PASSED, ADOPTED, APPROVED AND ENACTED IN AND AT THE  
VILLAGE OF MELROSE PARK, COUNTY OF COOK, STATE OF ILLINOIS, THIS  
TWENTY-FOURTH DAY OF JULY, 2006 A.D.

APPROVED:



RONALD M. SERPIO,  
VILLAGE PRESIDENT

ATTEST:



Mary Ann Paolantonio Salemi  
Village Clerk

(SEAL)

Recorded in the Municipal Records: July 24, 2006  
Published in pamphlet form: July 25, 2006