

CITY OF UTICA
MACOMB COUNTY, MICHIGAN

ORDINANCE No. _____

The City of Utica Ordains:

Section 1. Preamble.

In order to protect public health, safety and welfare, the City of Utica ("City") is desirous of enacting the following ordinance.

Section 2. Feeding of wild animals and birds, defined.

It shall be unlawful for any person to feed any wild or non-domesticated animal in any area in the City. Wild or non-domesticated animals shall include all raccoons, skunks, rodents, rabbits, feral cats, crows, wild birds, including without limitation, pigeons, doves, and seagulls, mice, fowl, waterfowl, gophers, groundhogs, moles, opossums, squirrels, and every other wild or non-domesticated animal.

This prohibition shall not apply to the feeding of wild birds provided that such feeding is done only from containers and supports which prohibit access by other wild and/or non-domesticated animals, and are elevated at least 48 inches above ground level.

Section 3. Violations

The first violation of this ordinance shall be punishable by a civil fine of \$100. A second violation shall be punishable by a fine of \$200. A third or subsequent violation shall be a misdemeanor punishable by imprisonment for not more than 90 days and/or a fine of not more than \$500.00.

Section 4. Repealer.

All ordinances or parts of ordinances in conflict herewith are repealed only to the extent necessary to give this ordinance full force and effect.

Section 5. Severability.

If any article, section, subsection, sentence, clause, phrase, or portion of this ordinance is held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of remaining portions of the ordinance, it being the intent of the City that this ordinance shall be fully severable.

Section 6. Effective Date.

This ordinance shall be effective upon publication of notice of adoption.

Gus Calandrino, Mayor

Attested:

Lori Cooke, City Clerk

CERTIFICATION

I, LORI COOKE, City Clerk for the City of Utica, County of Macomb, State of Michigan, certify that this is a true copy of an ordinance adopted by the Council of the City of Utica at its regular meeting on _____ 2021.

Lori Cooke, City Clerk

PUBLICATION DATE:

_____, 2021

Paper: _____.