

THE CITY OF BERWYN
THE CITY OF BERWYN, ILLINOIS

ORDINANCE
NUMBER 24-10

AN ORDINANCE AMENDING CHAPTER 616, SECTION 616.07 (F)
URINATION AND DEFECACTION ON PUBLIC AND PRIVATE
PROPERTY, OF THE CODIFIED ORDINANCES OF BERWYN FOR
THE CITY OF BERWYN, COUNTY OF COOK, STATE OF ILLINOIS

ROBERT J. LOVERO, Mayor
MARGARET PAUL, City Clerk

JAMES "SCOTT" LENNON
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MARYBETH ARENELLA
JOSEPH CARMICHAEL
Alderspersons

Published in pamphlet form by authority of the Mayor and City Clerk of the City of
Berwyn, Illinois on this 15th day of May, 2024.

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**AN ORDINANCE AMENDING CHAPTER 616, SECTION 616.07 (F)
URINATION AND DEFECATION ON PUBLIC AND PRIVATE
PROPERTY, OF THE CODIFIED ORDINANCES OF BERWYN FOR THE
CITY OF BERWYN, COUNTY OF COOK, STATE OF ILLINOIS**

WHEREAS, the City of Berwyn (the "City") is a home rule unit of local government as is provided by Article VII, Section 6 of the Illinois Constitution of 1970 and, as such, may exercise various powers and perform numerous functions pertaining to its government and affairs in any manner not otherwise prohibited by law; and

WHEREAS, the Mayor (the "Mayor") and the City Council (the "City Council" and with the Mayor, the "Corporate Authorities") are committed to protecting the health, safety and welfare of individuals living in and visiting the City; and

WHEREAS, the increase in the rodent infestation is detrimental to the health, safety and welfare of the community; and

WHEREAS, animal feces are a strong attraction to rodents and a nuisance to neighborhood residents; and

WHEREAS, the Corporate Authorities hereby determined that it is in best interest of the City and its residents to adopt regulations for rodent abatement by business licensees; and

WHEREAS, based on the foregoing, the Corporate Authorities have determined that the Codified Ordinances of Berwyn (the "City Code") should be amended to adopt the Regulations as set forth herein; and

WHEREAS, in light of the foregoing and pursuant to the City's home rule powers, the Corporate Authorities have determined that it is necessary, advisable and in the best interests of

the City and its residents to amend Chapter 616.07 (F) of the City Code as set forth herein (the "Amendment");

NOW, THEREFORE, BE IT ORDAINED by the Mayor and City Council of the City of Berwyn, Cook County, Illinois, in the exercise of the City's home rule powers, as follows:

Section 1. The statements set forth in the preambles to this Ordinance are found to be true and correct and are incorporated into this Ordinance as if set forth in full.

Section 2. The Amendment is hereby adopted. The Corporate Authorities hereby approve the amendments and the additions to the City Code, as described below.

Section 3. Chapter 616.07 (F) of the City Code is hereby amended notwithstanding any provision, ordinance, resolution or City Code section to the contrary, with all existing substantive language remaining in place and full force and effect as follows:

Chapter 616.07 (F)

Chapter 616.07 (F)

(F) Urination and defecation on public and private property. No person, being the owner or having control of a dog or cat being walked with or without a leash, shall allow the dog or cat to urinate or defecate on any property other than that of the person and the animal feces shall immediately be cleaned from the place of deposit. No person shall allow a dog or cat to defecate on any property other than that of the person or on a public street, alley, ground, parkway, thoroughfare, lot or other public property, without immediately removing the defecation and cleaning the animal feces from the place of deposit and restoring the place to its condition before the defecation.

Section 5 The officers, employees, and/or agents of the City shall take all action necessary or reasonably required to carry out, give effect to, and consummate the amendments contemplated

by this Ordinance and shall take all action necessary in conformity therewith. The officers, employees and/or agents of the City are specifically authorized and directed to draft and disseminate any and all necessary forms to be utilized in connection with the amendments contemplated by this Ordinance.

Section 6. All prior actions of the City's officials, employees and agents with respect to the subject matter of this Ordinance are hereby expressly ratified.

Section 7. The provisions of this Ordinance are hereby declared to be severable, and should any provision 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.

Section 8. All ordinances, resolutions, rules and orders, or parts thereof, in conflict herewith are, to the extent of such conflict, hereby superseded.


Section 9. This Ordinance shall be immediately in full force and effect after passage, approval and publication or as otherwise provided by law. A full, true and complete copy of this Ordinance shall be published in pamphlet form as provided by the Illinois Municipal Code, as amended.

[INTENTIONALLY LEFT BLANK]

ADOPTED by the City Council of the City of Berwyn, County of Cook, State of Illinois on this 14th day of May, 2024, pursuant to a roll call vote as follows:

	YES	NO	ABSENT	PRESENT
Lennon	✓			
Woywod	✓			
Leja	✓			
Fejt	✓			
Pabon	✓			
Ruiz	✓			
Arenella	✓			
Carmichael	✓			
(Mayor Lovero)				
TOTAL				

APPROVED by the Mayor on this 14th day of May, 2024.


Robert J. Lovero
MAYOR

ATTEST:


Margaret Paul
CITY CLERK

