

## **City of Salem** **First Passage**

In the year two thousand and twenty two

An Ordinance to amend an Ordinance relative to Ch. 8 – Dogs

Be it ordained by the City Council as follows:

**Section I.** Article II Dogs, Division 1. GENERALLY by adding as a preamble:

“ This chapter is adopted pursuant to the authority of M.G.L. c. 140, §§ 136A to 137A, inclusive, and any other relevant statutes and regulations promulgated pursuant thereto. The purpose of this chapter is to establish regulations for the keeping of dogs in the City of Salem. The definitions of all words and terms used herein shall be as set forth in M.G.L. c.140, §§ 136A to 137A.”

**Section II.** Sec. 8-35 – Restraint Required subsection ( c) is hereby amended by striking “\$25.00” and inserting with “\$50.00”.

**Section III.** Sec 8-77 - Penalty for violation is hereby amended by deleting in the first sentence “ fine of \$25.00 for a first offense” and replacing with “ fine of \$50.00”.

**Section IV. By creating the following Article and sections**

### **Article III. WILD ANIMALS, WILDLIFE AND BIRDS**

#### **DIVISION 1 - GENERALLY**

##### **Sec. 8.78 - Authority and Purpose**

The purpose of these updates is to further protect the health and well-being of our wildlife, domesticated animals and our residents; and to minimize the disruption of our wildlife's natural feeding patterns.

##### **Sec. 8-79 - Feeding of Wild Animals, Wildlife, And Birds**

(a) Feeding of wild animals and/or wildlife is prohibited on city owned land.

(1). No person shall feed, bait, or in any manner provide access to food to any wild animal or birds within City of Salem on city owned land.

(2). No person shall leave or store any refuse, garbage, food product, pet food, forage product or supplement in a manner that would constitute an attractant to any wild animal or wildlife on city owned land.

(3). No person shall fail to take remedial action to avoid contact or conflict with wild animals, which may include the securing or removal of outdoor trash, cooking grills, or any other food source or product.

(b) Feeding of wild animals and/or wildlife on private property.

(1). The feeding of songbirds and other backyard birds shall be permitted on private property subject to the following conditions:

(a). Birds shall only be fed from bird feeders. It is strongly encouraged that bird feeders shall be installed at least five feet above the ground with catch basins.

(b). The feeding of wildlife is prohibited due to the detrimental effect it has on their health and the disruption and conflict it causes to their natural feeding patterns.

(c). Feeding that creates an unreasonable disturbance that affects the safety of surrounding property owners by attracting excessive rodents and other wildlife and renders other persons insecure in the use of their property is not permitted.

#### **8.80 - Enforcement.**

Inspectional services, Health Department and Board of Health, and/or animal control officer or designee shall enforce the provisions of this chapter.

#### **8.81 - Penalties.**

Any person violating any provision of this chapter shall be liable to a fine not less than twenty-five dollars or more than one hundred dollars for each offense.

**Section V.** This Ordinance shall take effect as provided by City Charter

In City Council September 15, 2022  
Adopted for first passage

ATTEST:

ILENE SIMONS  
CITY CLERK

Adv: 09/28/20222