

ORDINANCE NO. 167-A-7

AN ORDINANCE TO AMEND THE WESTLAND CITY CODE, BY ADDING CHAPTER 18, ARTICLE I, SECTIONS 18-22 AND SECTION 18-23, TO PROHIBIT THE FEEDING OF PIGEONS, DOVES, GULLS, AND WATERFOWL

**Section 1.** That Chapter 18, Article I, Section 18-22, of the Westland City Code is hereby added to provide as follows:

- (1) It shall be unlawful for any person to:
  - (a) Feed pigeons, doves, gulls, or waterfowl, in any manner on any private or public property in the City of Westland; and/or
  - (b) Keep, permit or allow conditions to exist by the placement or discard of food, food by-products, vegetables, garbage or animal food of any type for the purpose of encouraging the lingering, roosting, and or congregating of pigeons, doves, gulls or waterfowl; and/or
  - (c) Encourage the lingering, roosting and/or congregating of pigeons, doves, gulls or waterfowl, by offering or providing food, food by-products, vegetables, garbage or animal food of any type; and/or
  - (d) Encourage the lingering, roosting, and/or congregating of pigeons, doves, gulls, or waterfowl by offering or providing food; the groundfeeding of such pigeons, doves, gulls and waterfowl shall be considered a nuisance per se.
- (2) This prohibition shall not apply to pigeons and doves kept at all times in cages or pigeon lofts.
- (3) An animal control officer may issue an appearance ticket to any person that violates this Ordinance.
- (4) A person who violates this section is guilty of a misdemeanor and subject to a fine of not more than \$500.00 and/or not more than 90 days imprisonment.

**Section 2.** That Chapter 18, Article I, Section 18-23, of the Westland City Code is hereby added to provide as follows:

**Definitions**

- (1) For purposes of this ordinance pigeons and doves are defined as birds with a stout body, short legs, and smooth and compact plumage, which are its feathers. Pigeons and doves are members of the order Columbiformes and the family Columbidae.
- (2) For purposes of this ordinance gull is defined as a long-winged web-footed aquatic bird which is a member of the order Charadriiformes, the family Laridae and the subfamily Larinae.
- (3) For purposes of this ordinance waterfowl is defined as the giant race of Canada Goose, and Mallard duck.
- (4) For purposes of this ordinance roost is defined as settling down for rest or sleep.
- (5) For purposes of this ordinance linger means to be slow-in parting.

**Section 3.** That all other provisions of Chapter 18 of the Westland City Code shall remain in full force and effect.

**Section 4. Severability.** The various parts, sections and clauses of this Ordinance are hereby declared to be severable. If any part, sentence, paragraph, section or clause is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of the Ordinance shall not be affected thereby.

**Section 5. Repeal.** All other Ordinances inconsistent with the provisions of this Ordinance are, to the extent of such inconsistencies, hereby repealed.

**Section 6. Publication.** The City Clerk shall cause this Ordinance to be published in the manner required by law.

**Section 7. Effective Date.** This Ordinance shall become effective upon publication as required by law.

Joann M. Seaberg  
Westland City Clerk

ADOPTED: September 5, 2000  
PUBLISHED: September 14, 2000  
EFFECTIVE: September 14, 2000

