

1 AN ORDINANCE TO AMEND AND REORDAIN  
2 SECTION 6-5 OF THE CODE OF THE  
3 CITY OF VIRGINIA BEACH, VIRGINIA,  
4 PERTAINING TO PETS ON BEACH  
5

6 BE IT ORDAINED BY THE COUNCIL OF THE CITY OF VIRGINIA  
7 BEACH, VIRGINIA:

8 That Section 6-5 of the Code of the City of Virginia  
9 Beach is hereby amended and reordained to read as follows:

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11  
12 Section 6-5. Begs Pets on beach.

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14 (a) It shall be unlawful for any person who owns or  
15 has control of any dog pet to permit such dog pet to be on the  
16 public sand beaches, the boardwalk or the grassy area west of the  
17 boardwalk to the property lines from Rudee Inlet on the south to  
18 42nd Street on the north during the period from May fifteenth  
19 through September thirtieth of each year, such period hereinafter  
20 referred to as the "season."

21 (b) It shall be unlawful for any person who owns or  
22 has control of any dog pet to permit such dog pet to be on any  
23 other public sand beaches within the city during the season;  
24 provided, however, that such dog pet may be permitted on said  
25 beaches in the custody of or under the control of a responsible  
26 person during the season between the hours of 7:00 p.m. and 9:00  
27 a.m. the following day.

28 (c) In accordance with the provisions of Section 51.5-  
29 44 of the Code of Virginia, the provisions of subsections (a) and  
30 (b) of this section shall not be applicable to a guide dog,  
31 hearing dog or service dog trained to accompany a person with a  
32 disability when being accompanied by such person.

33 (d) Any person who owns or has control of any dog  
34 pet shall not knowingly or willfully permit such dog pet to  
35 litter any public sand beaches within the city or to litter the  
36 boardwalk or the grassy area west of the boardwalk to the  
37 property lines from Rudee Inlet on the south to 42nd Street on  
38 the north, at any time during the season or at any other time.  
39 In the event such dog pet shall defecate on the public sand

40 beaches within the city, or on the boardwalk or the grassy area  
41 west of the boardwalk to the property lines from Rudee Inlet on  
42 the south to 42nd Street on the north at any time, the person who  
43 owns or has control of such dog pet shall immediately remove all  
44 feces deposited thereon by such dog pet and dispose of same in a  
45 sanitary manner approved by the department of public health, such  
46 as by encasing same in an airtight wrapper or container and  
47 placing same in a garbage receptacle. Failure to so remove said  
48 feces in accordance with the provisions of this subsection shall  
49 constitute a Class 1 misdemeanor.

50 ~~(d)~~(e) Notwithstanding the above, it shall be unlawful  
51 for any person who owns or has control of any dog pet to permit  
52 such dog pet to be on any public sand beaches within the city, at  
53 any time, unless such person shall have in his possession a  
54 container of sufficient size and adequate design to remove and  
55 dispose of all feces deposited therein by such dog pet,  
56 in accordance with the provisions of subsection ~~(c)~~ (d).

57

58 Adopted by the Council of the City of Virginia Beach,  
59 Virginia, on the 15th day of May, 1989.

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RMB/epm

04/19/89

05/08/89

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