

ORDINANCE NO. 986-8

AN ORDINANCE PROVIDING FOR THE CONTROL OF ANIMALS WITHIN THE CITY OF LEBANON JUNCTION, BULLITT COUNTY, KENTUCKY, FOR THE PROTECTION OF THE PUBLIC AND FOR THE ANIMALS THEREIN AND PROVIDING PENALTIES FOR THE VIOLATION OF THE PROVISIONS SET FORTH.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LEBANON JUNCTION, BULLITT COUNTY, KENTUCKY:

SECTION I. As used in this Ordinance the following terms shall mean:

OWNER - Any person, partnership or corporation owning, keeping, or harboring animals;

ANIMAL - Any living creature, domestic or wild excluding livestock, poultry, pet rodents, pet birds, and vermin;

LIVESTOCK - Horses, stallions, colts, geldings, mares, sheep, rams, lambs, bulls, bullocks, steers, heifers, cows, calves, mules, jacks, jennets, burros, goats, kids, swine and confined and domesticated hares and rabbits;

POULTRY - All domesticated fowl and all game birds which are legally kept in captivity;

PET RODENTS - Hamsters, gerbils, woodchucks, mice, or similar rodents which are kept as domesticated or tamed animals and kept caged or within doors at all times;

PET BIRDS - Any tamed or domesticated bird kept caged or within doors;

ANIMAL POUND - Any premises designated and operated by the Bullitt County Dog Warden for the purpose of impounding and caring for animals held under authority of this Ordinance;

ANIMAL CONTROL WARDEN - The official designated by the City Council of Lebanon Junction or Executive Authority to be in charge of the Animal Compound and the primary enforcement officer for the City of Lebanon Junction of the sections of this Ordinance and the state laws regulating animals and owners of animals;

HUMANE SOCIETY - Any organization existing for the purpose of the prevention of cruelty to animals incorporated under the laws of the State of Kentucky;

HUMANE OFFICER - Any person designated by a humane society as a law enforcement officer and who qualifies to perform such duties under the laws of the State of Kentucky;

VETERINARIAN - A licensed practitioner of veterinary medicine, accredited by the Bureau of Animal Industry, United States Department of Agriculture;

QUALIFIED PERSON - Person granted a permit of the Kentucky State Board of Health to vaccinate animals against rabies; and may include owners or operators of licensed kennels;

VACCINATION - The injection by a veterinarian or other qualified person of vaccine approved by and administered in accordance with the regulations of the Kentucky State Board of Health;

RESTRAINT - An animal shall be deemed to be under restraint if on the premises of its owner and in a pen, cage, or on a leash or if accompanied by a responsible person and under that person's control. If in a public way or place, animals must be restrained by either a leash or an enclosure, and if of a vicious nature, must be muzzled;

PERSON - An individual, partnership, company or corporation.

SECTION II. Animals - restraint required. All animals shall be kept under restraint at all times. Dogs owned for guard or security purposes must be kept in an enclosure so constructed that the animals cannot stray therefrom. The premises must be posted (BEWARE OF DOG).

SECTION III.

(a) All dogs, cats and other animals shall be licensed and vaccinated against rabies as provided in KRS Chapter 258.

(b) All animals requiring a vaccination shall have a vaccination tag affixed to a collar and shall be worn at all times.

(c) If any dog or cat should be found dead in or upon any public way or place within the city limits, the owner shall be responsible for the disposal of same.

SECTION IV. ~~Impounding. Unrestrained animals may be taken by the dog warden, police or humane officer, and impounded in the animal pound or an animal shelter maintained by a humane society and there confined in a humane manner. Impounded animals shall be kept for not less than seven (7) days unless reclaimed by their owners. If by a license tag or other means the owner can be identified, the agency impounding such dog shall immediately notify the owner by telephone or mail of the impoundment of the animal. Animals not claimed by their owners within seven (7) days of their impoundment or placed in suitable new homes, shall be humanely euthanized by the agency.~~

SECTION V. In addition to or, in lieu of impounding of an animal found at large, any enforcement officer so authorized may issue to the owner of such animal a citation for ordinance violation, specifying the section or sections violated and indicating the specific nature of the violation. Such notice shall impose upon the owner the obligation of either payment of the minimum fine imposable under this Ordinance of Fifteen Dollars (\$15.00) to the Bullitt District Court or appearance to answer the charges specified in the citation at the Bullitt District Court at the time and place indicated on the citation. In the event that the fine is not paid and the owner is convicted of the violations specified, said owner shall be punished as provided in Section XII of this Ordinance.

SECTION VI. Confinement of animal when in heat. Every female dog or cat in heat shall be confined in a building or secure enclosure in such manner that such female dog or cat cannot come into contact with another animal except for planned breeding.

SECTION VII. No owner shall fail to exercise proper care and control of his animals so as to prevent the following actions by them: excessive, continuous or untimely barking or howling; molesting of passersby; chasing of vehicles; attacking other domestic animals; trespassing upon school grounds; trespassing upon private property; or damaging of property of any nature.

SECTION VIII. Humane treatment of animals.

(a) No owner shall fail to provide his animals with good and wholesome food and water, proper shelter and protection from the weather, veterinary care when needed to prevent suffering, and with humane care and treatment. If any animal is restrained by a chain, leash, or similar restraint, such chain or restraint shall not be less than ten (10) feet in length and either on a swivel designed to prevent the animal from choking or strangling itself or else on a chain run. No person shall beat, cruelly, ill treat, torment, overload, overwork, or otherwise chase any animal, or cause or permit any dog fight, cock fight or other combat between animals. No owner shall abandon an animal, abandonment consisting of leaving such animal for a period in excess of twenty-four (24) hours without providing for someone to feed, water, and check on the animal's condition. In the event that an animal is found so abandoned, such animal may be taken by the dog warden, police or humane officer and impounded in the Animal Pound or an animal shelter maintained by a humane society and there confined in a humane manner. Such animal, if taken from private property, shall be kept for not less than seven (7) days with the same procedure otherwise to be followed as in Section IV above (Impounding). In the event that an animal is so abandoned, the owner, rather than the person, if any, whom he has charged with the animal's care, shall be liable for citation for violation of this section. No person shall crop a dog's ears except a licensed veterinarian.

(b) No person shall place any poisonous substance which may be harmful to any animal as described herein in any location where it may be readily found and eaten by such animal.

SECTION IX. Interference with enforcement prohibited. No person shall in any manner interfere with, hinder, molest or abuse any officer or individual authorized to enforce the provisions of this Ordinance.

SECTION X. Repeal of other regulations. All other regulations of the City of Lebanon Junction in conflict with the provisions of this Ordinance are hereby repealed.

SECTION XI. Severability. If any part of this Ordinance shall be held invalid, such part shall be deemed severable and the invalidity thereof shall not affect the remaining parts of this Ordinance.

SECTION XII. Penalties. Any person violating any provision of this Ordinance (except ~~Section VIII~~ (b) and Section IX) shall be deemed guilty of a misdemeanor and shall, upon conviction, be punished by a fine of not less than Fifteen Dollars (\$15.00) nor more than Five Hundred Dollars (\$500.00) or be imprisoned for not less than five (5) nor more than sixty (60) days or both so fined and imprisoned. Any person violating Section VIII (b) or Section IX of this Ordinance shall, upon conviction, be deemed guilty of a misdemeanor and shall be fined not less than Fifty Dollars (\$50.00) nor more than Five Hundred Dollars (\$500.00) or be imprisoned for not less than ten (10) days nor more than six (6) months or both so fined and imprisoned. If any violation be continuing, each day's violation shall be deemed a separate violation.

SECTION XIII. All ordinances or parts of ordinances in conflict with this Ordinance or any part of this Ordinance are repealed.

SECTION XIV. This Ordinance shall take effect upon publication.

Given first reading at the regular meeting of the City Council of the City of Lebanon Junction, Bullitt County, Kentucky, on the 6th day of October, 1986. Given second reading and voted upon at a ~~special~~ meeting of the City Council of the City of Lebanon Junction, Bullitt County, Kentucky, on the 13th day of ~~November~~^{OCTOBER}, 1986.

Votes for 5; votes against 0; abstentions 0.


GERALD TAMME, Mayor

ATTEST:


SHIRLEY HOURIGAN, City Clerk