

RECORD OF ORDINANCES

Dayton Legal Blank Co.—10116

Ordinance No. 1990-02

Passed May 1, 1990

AN ORDINANCE AUTHORIZING THE CHANGING OF AGENCIES RESPONSIBLE FOR THE HOLDING AND DISPOSAL OF STRAY ANIMALS AND DECLARING IT AN EMERGENCY.

WHEREAS, Montgomery County has built and is operating an animal holding facility; and

WHEREAS, the Municipality of Brookville has need for use of such a facility and its services;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE MUNICIPALITY OF BROOKVILLE, OHIO, THAT:

SECTION I.

Any dog, cat or other animal found running at large in the Municipality shall be impounded by the Municipality. Upon impoundment, the Municipal Animal Officer shall deliver such dog, cat or other animal to the Montgomery County Animal Shelter where it will be held for a minimum period of 72 hours during which time the owner may redeem such animal at the Montgomery County Animal Shelter by paying those fees as established by Montgomery County and obtaining, if necessary, a valid registration tag. After the minimum 72 hours holding period such animal may be disposed of at the animal shelter. The payment of any fee and redemption of an impounded animal shall not be a bar to prosecution under this chapter.

SECTION II.

Any employee or agent of the Municipality acting under the general direction of the Municipal Manager is hereby authorized to remove and dispose of any dead animal found in any public right-of-way or other public place, provided such removal and disposal is done in conformity to the law of the State of Ohio and in a manner that does not inure to the benefit of any individual employee.

SECTION III.

This Ordinance shall rescind and revoke all ordinances, parts of ordinances, resolutions and parts of resolutions that are in conflict herewith.

SECTION IV.

This Ordinance is hereby declared to be an emergency Ordinance, the reason being to provide for necessary animal control due to high number of complaints being received concerning animals and damage within the Municipality which is necessary to preserve the public health, safety and welfare of the Municipality, therefore this Ordinance shall take effect and be in force from and after its passage, provided passage is by at least two-thirds of the members of Council.

PASSED this 1st, day of May, 1990.

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ATTEST:


E. Eugene Roeser, Clerk


Michael A. Duncan, Mayor

CERTIFICATE

The undersigned, Clerk of the Municipality of Brookville, Ohio, does hereby certify that the foregoing is a true and correct copy of Ordinance No. 1990-02 passed by the Council of said Municipality on the 1st day of May, 1990.


E. Eugene Roeser, Clerk

CERTIFICATION OF POSTING

The undersigned, Clerk of Council of the Municipality of Brookville, Ohio, hereby certifies that the foregoing Ordinance No. 1990-02 was posted at the Municipal Building, U. S. Post Office and the Brookville National Bank, Brookville, Ohio on the 3rd day of May, 1990 to the 1st day of June, 1990, both days inclusive.


E. Eugene Roeser, Clerk