

AMENDED ORDINANCE NO. 1978-11A

AN ORDINANCE OF GENERAL REGULATIONS AND PENALTIES
WITH RESPECT TO THE OWNERSHIP OF DOGS
WITHIN THE CITY LIMITS OF CHARLESTOWN

WHEREAS, the Common Council is desirous of keeping the City of Charlestown healthy, safe and nuisance-free; and

WHEREAS, the unregulated ownership of dogs within the City Limits of Charlestown allows unhealthy, unsafe and nuisance conditions to exist within the City,

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF CHARLESTOWN as follows:

Section 1. It shall be unlawful for any person, partnership, corporation or other association who owns, keeps or harbors a dog to permit such dog to run at large within the city at any time. For the purpose of this Ordinance "run at large" shall mean straying beyond the premises of the owner, keeper or harborer without the exercise of reasonable control over such dog.

Section 2. It shall be unlawful for any person, partnership, corporation or other association who owns, keeps or harbors a dog to permit such dog to disturb the peace and quiet of a neighborhood by barking or making any other loud or unusual noises; by overturning garbage cans; by running through or across cultivated gardens or fields; by chasing pedestrians, bicycles, motorcycles, mopeds, or motor vehicles; or any defecating or urinating on the property of another so as to cause monetary loss to any other person, partnership, corporation or other association.

Section 3. It shall be unlawful for any person, partnership, corporation or other association to permit any dangerous animal or vicious animal of any kind to run at large within the city. Exhibitions or parades of animals which are feral natural in the eyes of the law may be conducted only upon securing a permit from the Chief of Police. No such permit shall be granted by the Chief of Police to any person, partnership, corporation or other association without first obtaining a written list of reasonable precautions to be taken by such person, partnership, corporation or other association for the safety and well-being of the residents or other persons within the City. Furthermore, no such permit shall be granted by the Chief of Police to any person, partnership, corporation or other association without first obtaining a written statement acknowledging liability for and holding the city harmless for any injury, damage or other loss caused by such animal or animals.

Section 4. Every owner of an animal shall be responsible for the immediate removal of any excreta deposited by his/her/its animals on public property or on the private property of others.

Section 5. Every owner of an animal shall provide such animal with adequate food, water and shelter.

Section 6. Any person, partnership, corporation or other association who violates any of the provisions of this Ordinance shall be fined not less than five dollars (\$5.00) nor more than twenty-five dollars (\$25.00) for each separate offense.

Section 7. All ordinances existing prior to the passage of this Ordinance, in conflict therewith are hereby expressly repealed.

Section 8. If any of the provisions of this Ordinance is determined by any court of law to be unconstitutional or illegal for any reason, that Section shall be considered severable and distinct from all other provisions contained herein.

THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT FROM AND AFTER ITS ADOPTION BY THE COMMON COUNCIL, APPROVAL BY THE MAYOR, AND ITS PUBLICATION AS PRESCRIBED BY LAW.

ADOPTED THIS THE 3RD day of FEBRUARY, 1997.

COMMON COUNCIL FOR THE
CITY OF CHARLESTOWN, INDIANA

Ward Tackett
Ward Tackett, President

Ed Bolly
Ed Bolly

Bruce M. Bottorff
Bruce Bottorff

Michael A. Tony Jackson
Tony Jackson

Terry Pierce
Terry Pierce

Approved by the Mayor on this 3RD day of FEBRUARY, 1997.

Robert Braswell Mayor
Robert Braswell, Mayor

ATTEST:

Sharon Barnes
Sharon Barnes, Clerk-Treasurer