

COMMISSIONERS ORDINANCE O-2016-004

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF THE CITY OF NEWPORT, KENTUCKY AMENDING SECTION 96.42 OF THE CODE OF ORDINANCES, CONCERNING ANIMAL LICENSE AND REGISTRATION REQUIREMENTS.

BE IT ORDAINED BY THE CITY OF NEWPORT, KENTUCKY:

SECTION I

That Section 96.42 shall be amended as follows:

§ 96.42 LICENSE AND REGISTRATION REQUIREMENTS FOR VICIOUS OR DANGEROUS DOGS.

(A) All vicious or dangerous dogs, as defined herein, kept, harbored or maintained in the City, within 6 months of its birth, shall be licensed and registered with the City or its agents designated by appropriate municipal order.

(B) (1) Dog licenses shall be issued by the City upon payment of the applicable license fee of five dollars (\$5), for each neutered male, spayed female or any unneutered male so long as written proof by a licensed veterinarian is presented to the Finance and Administration Department that the male dog cannot medically be neutered. Otherwise, the fee shall be ten dollars (\$10) for all other dogs. There is no requirement that male dogs be neutered until after 9 months of age.

(2) Any person 65 years of age or older, who resides in the City, shall be exempt from the payment of the license fee stated herein and shall instead only be required to pay a license fee of \$1 per annum, for any dog to be licensed.

(C) (1) The owner shall state at the time application is made for the license and upon forms provided for such purposes by the Finance and Administration Department, his or her name and address and the name, breed, color and sex of each dog owned or kept.

(2) The owner shall also provide proof that the dog has received its anti-rabic inoculation.

(D) Upon receipt of the properly executed application and payment of the license fee, the City shall issue to the owner a license certificate and a metallic tag for each dog so licensed, as provided by the Finance and Administration Department.

(E) The tag shall have stamped thereon the year for which it was issued and the number corresponding with the number on the certificate.

(F) Every owner shall be required to provide each dog with a collar to which the license tag and rabies tag must be affixed and shall see that the collar and tags are constantly worn on the dog.

(G) In case a dog tag is lost, stolen or destroyed, a duplicate or substitute tag will be issued by the City upon presentation of the receipt or registration showing payment of the license fee for the current year and the payment of the applicable license fee for the duplicate or substitute tag.

(H) Dog tags shall not be transferable from 1 dog to another and no refunds shall be made on any dog license fee because of death of the dog or the owner's leaving the City before the expiration of the license period.

(I) If there is a change of owners of a dog during the license period, the new owner may have the current registration transferred to his or her name upon the payment of a transfer fee of the applicable license fee.

(J) The registration and license period provided for herein shall be July 1 of 1 year to June 30 of the following year and all dogs shall be licensed and registered, as provided herein, on or before July 1 of each year.

(K) The license and registration requirements shall not apply:

(1) To dogs whose owners are non- residents temporarily within the City for a period less than 30 days;

(2) To dogs brought into the City for the propose of participating in any dog show;

(3) To dogs used to assist handicapped persons for the purpose of aiding them going from place to place; and

(4) To dogs which are not considered as vicious or dangerous as defined herein, which shall otherwise be required to be licensed by the County.

(L) All dogs which are brought in to the City, except as provided in division (K) above, shall be registered and licensed as herein provided within 30 days of arrival.

(M) The licensing and registration herein required shall be in addition to all licenses, registrations and inoculation requirements of the state or county by law or regulation.

(N) Any dog not bearing a license tag, as herein required, shall prima facie be deemed to be unlicensed and unregistered, and in any proceeding under this chapter, the burden of proof of the fact that a dog has been licensed and registered shall be on the owner of the dog.

SECTION II

That this Ordinance shall be signed by the Mayor, attested to by the City Clerk, recorded, published and effective upon publication.

PASSED: First reading March 28, 2016
PASSED: Second reading April 25, 2016

Jerry R. Peluso, Mayor

ATTEST:

Amy B. Able, City Clerk

PUBLISHED: By title and summary in the Campbell County Recorder the 5th day of May, 2016.