

## ORDINANCE NO. 9-46

By Mr. Harlor

To regulate the keeping of pigeons within the limits of the City of Bexley, Ohio, and prescribing penalties for the violation thereof.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BEXLEY, STATE OF OHIO:

Section . No person shall keep any kind of pigeon within the corporate limits of the City of Bexley, Ohio, other than pedigreed homing, highflying or air-performing pigeons.

Section 2. No pedigreed homing, highflying or air-performing pigeons shall be kept within the corporate limits of Bexley, Ohio, otherwise than in compliance with the following requirements and regulations:

1. Such pigeons shall be confined in a loft and flypen of a design and construction approved by a recognized national homing or fancy pigeon association, which loft and flypen shall (a) be kept dry, well ventilated and with windows so placed as to admit sunlight, (b) be kept white-washed or painted within, (c) be cleaned at least once a week between October 1st and April 1st, and twice a week between April 1st and October 1st, or oftener, if necessary, (d) be located not nearer than 25 feet from any residence.

2. A permit to erect and maintain any such loft and flypen shall be issued by the Building Commissioner to an applicant only upon his written request therefor, accompanied <sup>the</sup> by/ signed consents of not less than eighty percent (80%) of all adult persons living within a radius of one hundred (100) feet from the site of such loft and flypen.

3. Homing and air-performing pigeons shall be confined within the loft or flypen except during the following periods: (a) for periods not to exceed one and one-half (1-1/2) hours in the morning and during a like period in the afternoon, (b) from March 15th to July 15th of any year, such pigeons be-

tween the ages of 35 and 47 days may be permitted to fly at large during the morning or afternoon, but no such pigeons shall be permitted to fly at large for more than said 12 successive days.

4. Highflying pigeons may be permitted to fly at large at the discretion of their owner provided that flights are continuous and that such pigeons return to their loft immediately upon completion of such flight.

Section 3. No person, except the owner thereof, shall catch, kill, capture or detain any homing, highflying or air-performing pigeon, which at the time of its capture or detention has upon its leg a seamless numbered band as issued by any national pigeon organization or by the United States Army, Navy, or Marine Corps; or which has upon its leg a band bearing the name or initials of its owner; or which has the name of its owner stamped upon a tail-or wing-feather. No person shall molest a pigeon of the above description that has been grounded by injury or bad weather.

Section 4. Any person violating any of the provisions of the foregoing sections numbered "1", "2" and "3" shall be fined not less than Three Dollars (\$3.00) nor more than Ten Dollars (\$10.00) and the unlawful killing of each pigeon shall be deemed a separate offense, and each day during which such pigeons are kept in violation of any of the foregoing provisions shall be deemed a separate offense.

Section 5. This ordinance shall take effect and be in full force from and after the earliest period allowed by law.

S. J. Altman  
President of Council  
Pro tempore

S. W. Roderick  
Attest S. W. Roderick  
Clerk

Approved: March 26, 1946.

Passed: March 26, 1946.

W. A. Schneider  
Mayor

I, S. W. Roderick, Clerk of Council, City of Bexley, Ohio, do hereby certify that there is no newspaper published in said municipality and that publication of the foregoing ordinance was duly made by posting true copies thereof at five of the most public places in said municipality, as determined by the Council as follows: Main Street and Parkview Avenue, Main Street and College Avenue, Main Street and Drexel Avenue, Broad Street and Drexel Avenue, and Parkview Avenue and Clifton Avenue, each for a period of fifteen days commencing on the 27th day of March, 1946.

*S. W. Roderick*  
S. W. Roderick  
Clerk of Council, City  
of Bexley, Ohio

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