

ORDINANCE NO. 14-79

BY: Lindsay Thomas Wood

To regulate the keeping, maintenance and running at large of vicious and dangerous dogs within the City of Bexley.

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

Section 1. No dog of fierce, dangerous, and vicious propensities shall be kept, maintained, or harbored within the City of Bexley.

Section 2. Proof that such a dog has, without adequate or sufficient provocation, attacked, assaulted, bitten, and caused serious physical harm to any person requiring medical attention; that the dog is of such fierce and menacing character and disposition as to create a fear for safety among average and reasonable citizens; and that there is the probability that such attacks would reoccur, shall be prima facie evidence of the fact that such animal is vicious and dangerous.

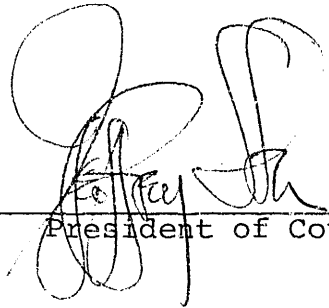
Section 3. The owner, possessor, or person responsible for any dog which, without sufficient or adequate provocation, attacks, assaults, bites, and causes serious physical harm to any person, requiring medical attention, shall be held strictly responsible for the conduct of such dog and shall be guilty of a misdemeanor of the 4th degree, as defined by the Revised Code, State of Ohio, Chapter 29.

Section 4. Should the owner, possessor, or person responsible for any dog have prior knowledge of the dog's vicious and dangerous propensities, as defined in Section 2, then any violation of Section 3 of this Ordinance by said owner, possessor, or person responsible shall be treated as a misdemeanor of the 1st degree, as defined by the Revised Code, State of Ohio, Chapter 29.

Section 5. In addition to any criminal penalties imposed against the owner, possessor, or person responsible for keeping or maintaining a dangerous and vicious dog, the animal warden, police officer, or other person authorized by the Mayor or the Chief of Police may impound such dog and hold it under observation for a period not to exceed ten (10) days. Such dog shall not be released without the approval of the Mayor or the Chief of Police, on such conditions as imposed by them, and after the payments of all costs and charges incurred by the City of Bexley the impounding and maintenance of said dog; provided,

however, that if any dangerous, fierce, or vicious dog, found at large, cannot be safely taken up and impounded, the police may use whatever force necessary to protect the public safety and insure the public peace.

PASSED: Sept 25, 1979

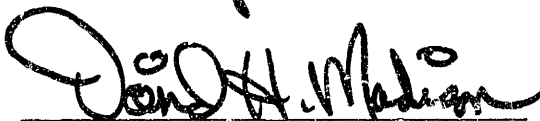


President of Council

ATTEST: 

Clerk of Council

APPROVED: Sept 25, 1979



David H. Madison
Mayor

1st reading - May 8, 1979

2nd reading May 22, 1979

3rd reading 6/12/79 & Tabled

Removed from table 9/25/79
and adapted