

SUBSTITUTE ORDINANCE NO. 45-93

By: John H. Offenberq

An Ordinance to amend Section 618.07 of the Codified Ordinances to prohibit the keeping within the City of animals which make excessive noise.

Section 1. That Section 618.07 of the Codified Ordinances is hereby amended as follows:

618.07 ~~Barking or Howling Dogs~~ EXCESSIVE NOISE.

(a) No person shall keep or harbor any ~~dog~~ ANIMAL within the municipality which, ~~by frequent and habitual barking, howling or yelping, creates unreasonably loud and disturbing noises of such a character, intensity and duration as to disturb the peace, quiet and good order of the municipality~~ MAKES REPEATED AND SUCCESSIVE SOUNDS AUDIBLE OFF THE PREMISES ON WHICH SUCH ANIMAL IS KEPT FOR A PERIOD OF MORE THAN FIFTEEN MINUTES. Any person who allows any ~~dog~~ ANIMAL habitually to remain or be lodged or fed within any dwelling, building, yard or enclosure, which he occupies or owns, shall be considered to be harboring such ~~dog~~ ANIMAL.

(B) NO PERSON HARBORING AN ANIMAL SHALL PERMIT ANY ANIMAL WHICH MAKES SOUNDS, WHICH WITHOUT REGARD TO DURATION ARE AUDIBLE OFF THE PREMISES ON WHICH IT IS KEPT, TO BE OUTSIDE OF A DWELLING OR OTHER BUILDING WHICH PREVENTS SOUND FROM BEING HEARD OFF SUCH PREMISES BETWEEN THE HOURS OF 10:00 P.M. AND 7:00 A.M. UNLESS THE ANIMAL IS ATTENDED BY A PERSON WHO CONTROLS THE NOISE MADE BY IT.

(c) Whoever violates this section is guilty of a minor misdemeanor. Punishment shall be as provided in section 698.02.

Section 2. That existing Section 618.07 of the Codified Ordinances is hereby repealed.

Section 3. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed: October 13, 1993

[Signature]
President of Council

Attest: [Signature]
Clerk of Council

Approved: Oct. 13, 1993

[Signature]
David H. Madison, Mayor

July 13, 1993 - 1st reading
July 27, 1993 - 2nd reading
Sept. 14, 1993 - 3rd reading - tabled
Oct. 13, 1993 - Subst. & Adopted