

ORDINANCE NUMBER 497

AN ORDINANCE PROHIBITING THE KEEPING, OWNING, OR HARBORING OF BARKING OR HOWLING DOGS; AND PROVIDING PENALTIES FOR THE VIOLATION OF THIS ORDINANCE.

Be it ordained by the Governing Body of the City of Westmoreland, Kansas.

SECTION 1: It shall be unlawful for any person to own, keep, or harbor within the City of Westmoreland, Kansas, any dog which is in the habit of barking or howling by day or night, disturbing the peace and quiet of any person, family or neighborhood within the City.

SECTION 2: Definition of harborer. Any person who shall allow any dog to habitually remain or to lodge or be fed within his or her home, store, yard, or enclosure or place of business or any other premises in which he or she resides or controls shall be considered as harboring such dog within the meaning of the Ordinance.

SECTION 3: Penalties. Any person violating the provisions of this Ordinance shall be deemed guilty of a class C misdemeanor, and may be sentenced to pay a fine of not more than five hundred dollars (\$500.00), or sentenced to a jail term of not more than one (1) month, or both. Upon a second or subsequent conviction of a violation of this Ordinance, which second or subsequent violation involves the same dog as the first conviction for a violation of this Ordinance, the Court may Order the removal of such dog from the City of Westmoreland.

SECTION 4: Effect. This Ordinance shall take effect and be in full force from and after its passage and publication in the official city newspaper.

Passed and adopted by the City Council of the City of Westmoreland, Kansas, this 14th day of August, 2008.



Attest:
Vicki B. Gutner

City Clerk

Mark Gordon

Mayor

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