

**THE CITY OF PARK HILLS, KENTUCKY
ORDINANCE NO. 6, 2011**

AN ORDINANCE AMENDING SECTION 90.05 (*KEEPING OF ANIMALS AS PUBLIC NUISANCES PROHIBITED*) OF CHAPTER 90 (*ANIMALS*) OF TITLE IX (*GENERAL REGULATIONS*) OF THE PARK HILLS CODE OF ORDINANCES TO: (A) PROHIBIT ALL DOGS WITHIN THE PLAYGROUND AREA OF TROLLY PARK LOCATED WITHIN THE CITY OF PARK HILLS, KENTUCKY, (B) AUTHORIZE THE PUBLIC WORKS DIRECTOR TO INSTALL WARNING SIGNS WITHIN TROLLY PARK, AND (C) AUTHORIZE SUMMARY PUBLICATION OF THIS ORDINANCE

WHEREAS, the City Council of The City of Park Hills, Kentucky finds and determines that the health, safety, and general welfare of its residents and visitors require that dogs be prohibited within the playground area of Trolley Park located within The City of Park Hills, Kentucky.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF PARK HILLS, KENTUCKY, as follows:

Section 1. That Section 90.05, entitled *Keeping of Animals as Public Nuisances Prohibited*, of Chapter 90, entitled *Animals*, of Title IX, entitled *General Regulations*, of the Park Hills Code of Ordinances be, and it is, amended as follows:

90.05 KEEPING OF ANIMALS AS PUBLIC NUISANCES PROHIBITED.

(A) No owner, harborer or person having the custody, control or possession of any dog or cat shall permit such dog or cat to disturb the peace and quiet of the neighborhood by reason of their howling, barking, or whining, the stench they cause, unsanitary conditions in which they are kept, or their disturbing of people in the reasonable use and enjoyment of property where any of these facts cause annoyance, discomfort or injury to the health and welfare of persons in the neighborhood.

(B) No person shall allow a dog under his/her control to be upon public property or upon the property of another, absent the consent of the owner or occupant of the property without some device for the removal and containment of such dog's excrement; nor shall any person fail to remove any excrement deposited by any dog under his/her control on public property or private property of another absent the consent of the owner or occupant of said property.

(C) All dogs are prohibited within the playground area of Trolley Park at any time. No person shall allow a dog under his/her control or ownership to be upon or within the playground area of Trolley Park at any time.

~~(D)~~(E) This section shall not apply to guide dogs under the control of a blind person.

(E)(D) Whoever violates this section shall be fined in a sum not more than Fifty Dollars (\$50.00).

Section 2. That the Director of Public Works or his delegate shall forthwith post signs or other appropriate warnings within Trolley Park notifying that it is unlawful to have any dog within the playground area of Trolley Park at any time.

Section 3. All ordinances or parts of ordinances in conflict herewith are hereby repealed but only with respect to said conflict.

Section 4. That this ordinance take full force and effect upon publication, as required by KRS Chapter 424 and other applicable law, and shall be published in summary pursuant to KRS §83A.060(9) and other applicable law.

DON CATCHEN, MAYOR

ATTEST:

CITY CLERK

FIRST READING: _____

SECOND READING: _____

PASSED: _____

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