

**Ordinance No. 4, 2015**

**AN ORDINANCE AMENDING CHAPTER 90.02 OF THE MUNICIPAL CODE TO CHANGE THE REGISTRATION DATE FOR DOGS AND CATS IN THE CITY**

**WHEREAS**, the Park Hills City Council determines that it is in the public's best interest to collect the dog tag and cat tag fee at the same time that the City collects the vehicle license fee and property taxes.

**BE IT ORDAINED BY THE CITY OF PARK HILLS, KENTUCKY:**

**SECTION 1**

Chapter 90.02 of the Park Hills Code of Ordinances entitled, *Regulations and Anti-Rabies Provisions Required*, is amended as follows:

90.02 REGULATIONS AND ANTI-RABIES PROVISIONS REQUIRED.

(A) It shall be the duty of every person who owns or harbors a dog or cat in the city to have such dog or cat inoculated with anti-rabies vaccine by a veterinarian during the months of January through August of each year. Failure to have such dog or cat so inoculated during the period shall subject each person to the penalty hereinafter provided.

(B) Every owner or harbinger of a dog or cat, upon obtaining the tag from a veterinarian, shall immediately attach the same to the collar or harness of said dog or cat to be worn by said dog or cat at all times. The certificate obtained from the veterinarian shall be retained by the owner or harbinger of said dog or cat for inspection by officials of the police department or other empowered officials of the city.

(C) The anti-rabies provisions shall not apply to dogs or cats kept by regularly chartered medical colleges or other educational or scientific institutions to be used for scientific purposes.

(D) It shall be unlawful to keep at any residence within the city more than five (5) dogs or cats, or any combination thereof with the exception that the owner or person who has custody of a dog or cat may retain the puppies or kittens, born of said dog or cat that exceeds the permissible number set forth in this section for a period of twelve weeks after the birth of the animals. Any retention of dogs or cats in excess of the number specified in this chapter after this twelve-week period will constitute a violation of this section.

(E) Any person having custody of dogs or cats in excess of the number permitted by this section shall have thirty (30) days from the effective date of this section in which to reduce the number of dogs and cats in their custody to comply with this section.

(F) All dogs and cats kept, harbored, or maintained in the City of Park Hills, Kentucky, shall be licensed and registered with said City.

(G) Dog and cat licenses shall be issued by the City Clerk upon payment of a license fee of Five Dollars (\$5.00) per annum.

(H) The owner shall state at the time application is made for such license and upon forms provided for such purpose, his name and address and the name, breed, color, and sex of each dog or cat owned or kept by him.

(I) Upon receipt of the properly executed application and payment of the license fee, the City Clerk shall issue to the owner a metallic tag for each dog or cat so licensed.

(J) The tag shall have stamped thereon the year for which it was issued and the number corresponding with the number on the certificate.

(K) Every owner shall be required to provide each dog or cat with a collar to which the license tag must be affixed and shall see that the collar and tag are constantly worn on the dog or cat.

(L) In case a dog or cat is lost, stolen, or destroyed, a duplicate or substitute tag will be issued by the City Clerk upon valid registration showing payment of the license fee for the current year and the payment of One Dollar (\$1.00) for such duplicate or substitute tag.

(M) Dog tags and cat tags shall not be transferable from one dog or cat to another, and no refunds shall be made of any license fee because of death of the dog or cat or the owner's leaving the City before the expiration of the license period.

(N) If there is a change of owners of a dog or cat during the license period, the new owner may have the current registration transferred to his name upon the payment of a transfer fee of One Dollar (\$1.00).

(O) The registration and license period provided for herein shall be ~~[May 1st of one year to April 30th of the year beginning May 1, 1997, and all dogs shall be licensed and registered as provided herein between May 1st and May 30th of each year.]~~ September 1<sup>st</sup> of one year to August 31<sup>st</sup> of the year beginning September 1, 2015, and all dogs shall be licensed and registered as provided herein between September 1<sup>st</sup> and September 30<sup>th</sup> of each year.

(P) The provisions of this section shall not apply to dogs or cats whose owners are nonresidents temporarily within the City for a period more than thirty (30) days nor to dogs or cats brought into the City for the purpose of participating in any show nor to "seeing-eye dogs" properly trained to assist blind persons when such dogs are actually being used by blind persons for the purpose of aiding them going from place to place.

(Q) All dogs or cats which are brought into the City, except as provided in paragraph P above shall be registered and licensed as herein provided within thirty (30) days of arrival.

(R) The licensing and registration herein required shall be in addition to all license, registration, and vaccination requirements of the Commonwealth of Kentucky or County of Kenton by law or regulation.

(S) Any dog or cat not bearing a license tag as herein required shall prima facie be deemed to be unlicensed and unregistered, and in any proceeding under this section, the burden of proof of the fact that a dog or cat has been licensed and registered shall be on the owner of the dog or cat.

**SECTION 2**

If any part of this ordinance or its application is deemed invalid by a court of competent jurisdiction, the city council intends that such invalidity will not affect the effectiveness of the remaining provisions or applications and, to this end, the provisions of this ordinance are severable.

**SECTION 3**

This ordinance shall take effect and be in full force from and after its passage, publication, which may be in summary form, and recording, according to law.

CITY OF PARK HILLS, KENTUCKY

By:   
Matt Mattone, Mayor

ATTEST:

  
Julie Alig, City Clerk

FIRST READING: 4/13/15

SECOND READING: 5/11/15

PUBLICATION: \_\_\_\_\_