

COMMONWEALTH OF KENTUCKY
COUNTY OF TRIMBLE
ORDINANCE NO. 52005-1
AN ORDINANCE RELATING TO VICIOUS DOGS

WHEREAS, the Trimble County Fiscal Court has recognized that there is a continuing problem in Trimble County, Kentucky with vicious dogs running loose, and

WHEREAS, it is in the best interests of the citizens of Trimble County that there be a consistent policy for dealing with vicious dogs running loose,

NOW THEREFORE, BE IT ORDAINED BY THE TRIMBLE COUNTY FISCAL COURT AS FOLLOWS:

Section 1: Definitions:

a.) "Vicious": shall be understood to mean any dog that, while running loose, has shown a tendency to attack a human being, other dogs, livestock, poultry or other pets.

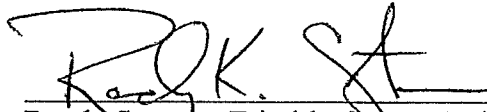
b.) "Tendency to Attack" shall be understood to mean that the dog, while running loose, has been observed by at least two independent persons to have attacked a human being, other dogs, livestock, poultry or other pets, or the same dog, while running loose, has been observed, by at least one (1) peace officer, animal control officer or such other officer as has been given authority to make such determination by the Trimble County Fiscal Court to have attacked a human being, other dogs, livestock, poultry or other pets.

c.) Within the meaning of this ordinance a dog shall not be determined to be vicious if it is confined within a kennel, fenced in yard, other fenced in area, or securely tied and attacks only within the area in which it is confined.

Section 2: Return of "vicious" dog upon first capture: If a dog found running loose is taken into custody by an enforcement officer, including a peace officer, and that dog has been determined to be "vicious" within the meaning of this ordinance, the dog shall be returned to the owner, if it is possible to determine the owner, with a written warning by the appropriate enforcement officer, that if the dog is found running loose again, the dog will not be returned.

Section 3: Dog not returned upon second capture: When a dog is taken into custody by any enforcement officer, including a peace officer, and there has been at least one (1) previous occasion that the same dog was taken into custody because it was found running loose or not confined, and was returned to the owner and, in addition, that same dog has been determined to be vicious within the meaning of this ordinance, the dog shall not be returned to the owner and the dog will be dealt with as deemed appropriate by the Kentucky Humane Society, the animal control officer employed by Trimble County, or such other officer as has been given authority to make such decisions by the Trimble County Fiscal Court.


After second reading on May 26, 2005 the foregoing Ordinance was approved to be published and on the same occasion was signed in open Court by the County Judge/Executive, Honorable Randy Stevens as evidence of his approval, attested under the seal of the Trimble County Fiscal Court Clerk.



Randy Stevens, Trimble County Judge/Executive

Attest: Susan Barnes
Trimble County Fiscal Court Clerk

Approved as to form and content by Trimble County Attorney:


Perry R. Arnold, Trimble County Attorney

Published: _____