

CITY OF HIGHLAND HEIGHTS, KENTUCKY

ORDINANCE NO. 13-98

AN AMENDMENT OF ORDINANCE NO. 1-98
AND 830.3 THE ORDINANCES PERTAINING
TO VICIOUS DOGS WITHIN THE CITY.

BE IT ORDAINED BY THE CITY OF HIGHLAND HEIGHTS, KENTUCKY AS
FOLLOWS:

Section I

A. No person owning or harboring or having the care of a vicious dog shall suffer or permit such animal to go unconfined on the premises of such person.

B. No person owning or harboring or having the care of a vicious dog shall suffer or permit such dog to go beyond the premises of such person unless such dog is securely leashed and muzzled.

C. No person shall possess with intent to sell, offer for sale, purchase, or attempt to purchase within the City of Highland Heights, any vicious dog as defined in Section II herein.

Section II

A. A vicious dog is "unconfined" as defined in Section 1 herein if such dog is not securely confined indoors or confined in a securely enclosed and locked pen or structure upon the premises of the person or persons described in Section I herein. Such pen or structure must have secure sides and a secure top. If the pen or structure has no bottom secured to the sides then the sides must be embedded 2 feet in the ground and secured by concrete anchors to a depth of three feet at each corner.

B. A "vicious dog" as described in Section I means:

1. Any dog with a propensity, tendency or disposition to attack, to cause injury or to otherwise endanger the safety of human beings or other domestic animals, or;
2. Any dog which attacks a human being or other domestic animal one or more times

Section III

A. Any person who violates this ordinance shall be subject to imposition of a fine, upon conviction, of one hundred (\$100.00) dollars and/or incarceration in the county jail for not more than thirty (30) days.

B. In addition to the penalties imposed by Section IV(A) above, any vicious dog which attacks a human being or another domestic animal may be ordered destroyed when in the court's judgment such vicious dog represents a continuing threat of serious harm to human beings or other domestic animals. Additionally, any person who violates this ordinance shall pay, upon conviction, all expenses, including shelter, food, veterinary expenses for identification or certification of the breed of the animal, boarding expense, and expenses necessitated by the seizure of any dog for the protection of the public, and such other expenses as may be required for the destruction of any such dog.

C. In addition to all other relief heretofore provided, if in the judgment of the investigating officer said vicious dog represents a continuing threat of serious harm to human beings or other domestic animals, the animal posing such a threat may be seized even if the animal is confined. This animal may be impounded at a veterinarian or licensed kennel or animal shelter of the officers choice and at the expense of the owner.

Section IV

This ordinance shall be indexed in the City's Codification with the other City Ordinances.

Section V


That this Ordinance shall be signed by the Mayor, attested by the City Clerk/Treasurer, recorded and published. Same shall be in effect at the earliest time provided by law.

First reading this 6 day of October, 1998.

Second reading this 20 day of October, 1998.


MAYOR CHARLES ROETTGER, III

ATTEST:


JEAN A. RAUF
CITY CLERK/TREASURER

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