

BILL NO. \_\_\_\_\_

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE ON CHANGING RESTRICTIONS ON DOGS BY REPEALING SECTIONS 205.180 AND 205.190 OF THE CITY CODE IN REGARD TO BREED RESTRICTIONS ON DOGS AND AMENDING SECTION 205.390 ON VICIOUS DOGS.**

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF CHILLICOTHE, MISSOURI as follows:

**Section 1:** Sections 205.180 and 205.190 of the City Code of the City are repealed. Section 205.390 is amended to read:

**Section 205.390 Restrictions on Vicious Dogs.**

Any dog determined to be vicious by the Animal Control Officer or City Police shall comply with all of the following terms and conditions within forty-five (45) days of such determination:

A. No person shall own, harbor, or keep any vicious dog except such dog must comply with all animal and fowl ordinances of the City, in addition to being:

1. Spayed or neutered;
2. Leashed and muzzled at all times while the dog is on public property or on private property not owned by the person in control of the animal;
3. The owner of a dog shall confine such dog within a fully enclosed structure from which it cannot escape with a notice on the property of "vicious dog on property". A "fully enclosed structure" shall mean a building with all doors, windows and other openings covered such that the dog cannot escape or a pen having four (4) walls, a top and bottom of sufficient strength that the dog cannot escape and that is located behind the front line of the main building on the lot and more than ten (10) feet from any lot line. The structure must be locked or otherwise secured against accidental entry by people or domestic animals with a key or combination lock when such animals are within the structure.
4. The owner of the dog shall give proof to the City Clerk that the owner has a liability insurance policy with no less than one hundred thousand dollars (\$100,000.00) coverage for any incident involving a dog.
5. The owner, at his/her expense, shall allow a veterinarian chosen by the Animal Control Officer to implant a microchip identification in the dog.

The penalty imposed for any violation of Section 205.390 shall be a fine of no less than one hundred dollars (\$100.00) and up to five hundred dollars (\$500.00). Further, any person in violation of Section 205.390 shall have no less than five (5) and no more than ten (10) days to remove the animal from the City. Failure to do so shall result in the euthanasia of the animal at the owner's expense.

**Section 2:** The portions of this Ordinance shall be severable. In the event that any portion of this Ordinance is found by a court of competent jurisdiction to be invalid, the remaining portions of this Ordinance are valid, unless the court finds the valid portions of this Ordinance are so essential and inseparably connected with and dependent upon the void portion that it cannot be presumed that the City Council would have enacted the valid portions without the invalid one, or unless the court finds that the valid portions standing alone are incomplete and are incapable of being executed in accordance with the legislative intent.

**Section 3:** This ordinance repeals any prior ordinance or parts of any prior ordinance that might be in conflict herewith.

**Section 4.** It is the intent of the City Council that this Ordinance be made a part of the City Code and such inclusion shall have the same force and effect as if the ordinance had been included in the original code at the time of its adoption by the City Council.

**Section 5:** This ordinance shall be in full force and effect from and after the date of its passage and approval.

PASSED AND APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2022.

**CITY OF CHILLICOTHE, MISSOURI**

\_\_\_\_\_  
Theresa Kelly, Mayor

ATTEST:

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Rozanne Frampton, City Clerk