

SAMPLE

Resolution _____

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A resolution enacting an ordinance to control vicious dogs in Mineral County Montana.

WHEREAS, The County has received ever-increasing reports of vicious dogs biting, chasing or harassing other animals or people; and

WHEREAS, Section 7-23-2109, MCA, authorizes the governing body of a county to enact an ordinance for the purpose of controlling vicious dogs within the county; and

WHEREAS, The governing board has substantially complied with the provisions of MCA 7-5-103 through 7-5-107 as evidenced by the attached affidavit; and

WHEREAS, MCA 7-23-2109 (3) defines a "vicious dog" as one which bites or attempts to bite any human being without provocation or which harasses, chases, bites, or attempts to bite any other animal. The term "animal" includes all livestock and any domestic pet; and

WHEREAS, MCA 7-23-2109 provides for misdemeanor prosecution for any violation of an established ordinance, in addition to any means necessary to regulate, restrain, control, kill or quarantine any vicious dog;

Now, THEREFORE BE IT RESOLVED THAT:

1. Mineral County hereby adopts MCA 7-23-2109 by reference
2. Mineral County Law Enforcement will investigate and prosecute reported cases of vicious dogs.
3. If the dog is determined to be a "vicious dog" by Law Enforcement, the owner of the dog "may" be ticketed for a misdemeanor offense.
4. Mineral County Law Enforcement may exercise any means it deems necessary to regulate, restrain, control, kill or quarantine any vicious dog, in addition to misdemeanor prosecution.
5. Owners of vicious dogs will be held responsible for all costs of control deemed necessary.
6. This ordinance will become effective 30 days after its acceptance.

PASSED AND ADOPTED ON: _____

Roman Zylawy, Chairman

Duane Simons, Member

Laurie Johnston, Member

ATTEST:

Staci McGrew, Clerk & Recorder

Meeting : 1:00 P.M. Dec 21 2018
Commissioner's Meeting Room